



Federal Bureau of Investigation
Washington, D.C. 20535

April 26, 2017

MR. JASON LEOPOLD

FOIPA Request No.: 1354752-000
Subject: WALPIN, GERALD

Dear Mr. Leopold:

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIA), Title 5, United States Code, Section 552. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

Section 552

☐ (b)(1)

☐ (b)(2)

☒ (b)(3)

50 U.S.C. §3024(i)(1)

☐ (b)(4)

☐ (b)(5)

☒ (b)(6)

☐ (b)(7)(A)

☐ (b)(7)(B)

☒ (b)(7)(C)

☒ (b)(7)(D)

☒ (b)(7)(E)

☐ (b)(7)(F)

☐ (b)(8)

☐ (b)(9)

Section 552a

☐ (d)(5)

☐ (j)(2)

☐ (k)(1)

☐ (k)(2)

☐ (k)(3)

☐ (k)(4)

☐ (k)(5)

☐ (k)(6)

☐ (k)(7)

276 pages were reviewed and **246** pages are being released.

- ☒ Documents were located which originated with, or contained information concerning, another Government Agency [OGA].
- ☒ This information has been referred to the OGA for review and direct response to you.
- ☐ We are consulting with another agency. The FBI will correspond with you regarding this information when the consultation is completed.
- ☐ In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. Enclosed for your information is a copy of the Explanation of Exemptions.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us."
The FOIPA Request Number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

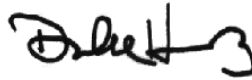
You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: <https://foiaonline.regulations.gov/foia/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS) at 877-684-6448, or by emailing ogis@nara.gov. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@ic.fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state "Dispute Resolution Services." Please also cite the FOIPA Request Number assigned to your request so that it may be easily identified.

☐ The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

☒ See additional information which follows.

Sincerely,



David M. Hardy
Section Chief
Record/Information
Dissemination Section
Records Management Division

Enclosure(s)

In response to your Freedom of Information Act (FOIA) request, enclosed is a processed copy of FBI Headquarter file 161B-HQ-1529549, 77-HQ-8283, Sacramento file 72-SC-4346, serial 32 and New York files 183A-NY-3343-A7, serial 144, 92A-NY-1880-F, serials 649, 668 and 678.

For your additional information, a record that may be responsive to your FOIA request has been transferred to the National Archives and Records Administration (NARA). You may desire to direct a request to NARA, 8601 Adelphi Road, College Park, MD 20740-6001. Please reference the file number 92-HQ-2710, serial 1294.

For your information, a search of the indices to our Central Records System reflected there were additional records potentially responsive to your FOIA request. We have attempted to obtain this material so it could be reviewed to determine whether it was responsive to your request. We were advised that the potentially responsive records were not in their expected location and could not be located after a reasonable search. Following a reasonable waiting period, another attempt was made to obtain this material. This search for the missing records also met with unsuccessful results.

Inquiries regarding your OGA referral designated within the release as "Referral/Direct" may be directed to the following agency at:

Office of Personnel Management
Federal Investigative Services
FOIA
Post Office Box 618
Boyers, PA 16018

The enclosed CD is being provided to you at no charge.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1354752-0

Total Deleted Page(s) = 21
Page 5 ~ Referral/Direct;
Page 6 ~ Referral/Direct;
Page 7 ~ Referral/Direct;
Page 8 ~ Referral/Direct;
Page 9 ~ Referral/Direct;
Page 10 ~ Referral/Direct;
Page 11 ~ Referral/Direct;
Page 12 ~ Referral/Direct;
Page 13 ~ Referral/Direct;
Page 14 ~ Referral/Direct;
Page 15 ~ Referral/Direct;
Page 16 ~ Referral/Direct;
Page 17 ~ Referral/Direct;
Page 18 ~ Referral/Direct;
Page 44 ~ b6; b7C;
Page 53 ~ b6; b7C;
Page 62 ~ b6; b7C;
Page 63 ~ b6; b7C;
Page 66 ~ b6; b7C;
Page 67 ~ b6; b7C;
Page 72 ~ Referral/Direct;

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X Deleted Page(s) X
X No Duplication Fee X
X For this Page X
XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

THE WHITE HOUSE
WASHINGTON, D.C.

Date

June 14, 2006

To: Federal Bureau of Investigation
Attn: ☐ National Name Check Program Unit (Room 6387)RECEIVED JUN 15 2006
Contractor and Other Government Agency
Processing Unit (Room 6387) 6-16-06

From: The Office of the Counsel to the President

Subject's full name GERALD WALPIN

OPENED: 6-16-06

BUDED: 7-14-06

PCD: 7-21-06

Other names used (including birth, prior married, and nicknames)

Social Security Number 051-26-0359 Date of birth 9/1/31 Place of birth New YorkPermanent address
(also current residence, if different)Current employer(s) Karver Media Resources LLP

SUBJECT'S CONSENT: I hereby authorize the FBI to provide the information specified below to the White House.

(Subject's Signature)

(Date)

Request of FBI (Use of this form to request information developed by the FBI or contained in FBI files requires the subject's consent. Exceptions will only be permitted as authorized by the Attorney General/Deputy Attorney General.)

- ☐ Name check (NNCPU) ☐ Copy of previous report (NNCPU)
☐ Expanded name check (COGAPU)
☒ Full field investigation (COGAPU) ☐ Level 1 ☒ Level 2 ☐ Level 3 ☐ Level 4
☐ 5-year reinvestigation (COGAPU) ☐ Level 2 ☐ Level 3
☐ Limited update investigation (COGAPU)
☐ Other (specify) _____

The applicant is being considered for:

- ☐ Presidential appointment ☒ Position requiring Senate confirmation
☐ White House staff position
☐ Access: ☐ Detailee/other government employee ☐ Contractor ☐ Intern ☐ Volunteer
☐ Presidential recognition
☐ Other (specify) _____

Attachments: ☒ SF-86 ☒ SF-86 Supplement ☐ Fingerprint Card ☐ Other _____Remarks/
special instructions: Inspector General, Corporation for National & Community Service

I certify, subject to 18 U.S.C. § 1001, that the above is sought for official purposes only and I understand that obtaining this information under false pretenses or any unauthorized disclosure may be a violation of the Privacy Act, 5 U.S.C. § 552a.

Requested by

This request has been reviewed and approved by the White House Counsel's Office.

Approved by: Wm Kelly

Signature (Counsel's Office)

REQUEST REVIEWED AND
CLEARED FOR RESPONSE
BY FBI SIGBIUbly
INITIAL6/15/06
DATE

77-HQ-82383

161B

THE WHITE HOUSE
Washington

MEMORANDUM FOR PROSPECTIVE EMPLOYEES

FROM: HARRIET E. MIERS
COUNSEL TO THE PRESIDENT

This memorandum confirms in writing your express consent for the Federal Bureau of Investigation to investigate your background in connection with the consideration of your application for Federal employment.

You should be aware that the authority to collect this background information is based on the President's executive powers in Article II of the Constitution and the Attorney General authority under Title 28, U.S. Code, Section 533 (3). The information will be used to assess your suitability for Federal employment and/or obtain necessary clearances to assist you in your work. The background information, which includes a review of FBI files, will be disclosed to staff of the Office of Counsel to the President and to another Federal agency(ies), to assist in the process of assessing your suitability for Federal employment and/or obtaining security clearances for you. Willfully making false statements, or concealing a material fact, may constitute a violation of Title 18, U.S. Code, Section 1001.

If you provide any information which indicates a violation of law, whether civil or criminal or regulatory in nature, it will be referred to the appropriate Federal, state, local or foreign agency. Information may be disclosed as provided in the FBI Privacy Act system notice, Justice/FBI-002, 63 Federal Register 8671.

By volunteering information concerning activities protected by the First Amendment, it will be assumed that you are expressly authorizing the maintenance of this information in the records of any Federal Agency.

The FBI background investigation will include the collection and use of relevant information in the files of various Federal agencies and it is necessary that you authorize the disclosure of such information to the FBI if you wish to be considered for Federal employment and/or appropriate security clearances.

If you consent to such background investigation and to the disclosure of relevant information by other Federal agencies to the FBI, please sign your name below and return this original memorandum of consent to me.

Thank you

Name (please print or type)

GENE W. WATSON

Signature

Gene Watson

Date 6/14/06

GERALD WALPIN
575 MADISON AVENUE
NEW YORK 10022

July 24, 2006

Via Facsimile - (202) 456-4133

Office Of Counsel To The President
The White House
Washington, DC 20502

Additional info
for Gerald Walpin
SF86.

Re: Gerald Walpin/Form 86

Ladies and Gentlemen:

Please add the following to my answer to Supplement To Standard Form 86, item 5S, which I did not recall when I filled out the form:

- (3) to recover damages in connection with a problem that resulted from surgery, in New York County, New York, Supreme Court in about 1998 - settled.

Very truly yours,


Gerald Walpin

GW:baa

THE WHITE HOUSE
Washington

PRIVACY ACT PROTECTED INFORMATION
(When completed)

Disclosure and Authorization
Pertaining to Consumer Reports
Pursuant to the Fair Credit Reporting Act

This is a release for the Federal Bureau of Investigation and/or the Office of Counsel to President George W. Bush, acting on the President's behalf, to obtain one or more consumer/credit reports about you in connection with consideration of your appointment to a position within the Executive Branch, or in the course of your employment with the Federal Government. One or more reports about you may be obtained for employment purposes, including evaluating your fitness for employment, promotion, reassignment, retention, or access to classified information. I, GERALD WALPIN (print or type full name), hereby authorize the Federal Bureau of Investigation and/or the Office of Counsel to President George W. Bush, acting on the President's behalf, to obtain such reports from any consumer/credit reporting agency for employment purposes.



Signature

6/10/06

Date

051-26-0359

Social Security Number

FEDERAL BUREAU OF INVESTIGATION

Precedence: DEADLINE 07/14/2006

Date: 06/16/2006

To: Albuquerque ✓
New Haven ✓
Newark ✓
New York -
St. Louis
Washington Field

Attn: Squad A-1
Attn: Squad A-2

From: Security
Special Inquiry and General Background Investigations
Unit (SIGBIU), Room 10861
Contact: PSS [REDACTED]

b6
b7C

Approved By: [REDACTED] *[Signature]*

Drafted By: [REDACTED]: kdm

Case ID #: 161B-HQ-1529549 (Pending)

Title: GERALD WALPIN
LEVEL II - PAS

Synopsis: Initiation of a full-field background investigation (FFI) on captioned candidate.

Administrative: BUDED is 07/14/2006.

RECEIVING OFFICES ARE TO ENSURE THAT A COPY OF THIS EC IS PROVIDED TO EACH INDIVIDUAL CONDUCTING INVESTIGATION IN CAPTIONED MATTER. ADDITIONALLY, WHEN SENDING FOLLOW-UP LEADS TO OTHER FIELD OFFICES NOT KNOWN TO BE INVOLVED IN CAPTIONED MATTER, ENSURE THAT A COPY OF THIS EC IS PROVIDED TO THOSE FIELD OFFICES AND THAT THIS EC SERIAL IS REFERENCED.

Field offices should also refer to the investigative guidelines set forth in MIOG, Part I, Section 161, and Part II, Section 17, for additional assistance in conducting investigation in captioned matter.

CANDIDATE INTERVIEWS

Regardless of the scope, i.e., the time frame, to be addressed in candidate's FFI, the initial candidate interview is to address each of those areas set forth in MIOG, Part II, Section 17-5.6(2)(a)-(o), for the candidate's entire adult life, i.e., since his/her 18th birthday, except for counseling. When

161B-HQ-1529549-2

To: Albuquerque From: Security
Re: 161B-HQ-1529549, 06/16/2006

addressing each of the areas with the candidate, he/she is to be advised that responses to all questions asked are to address candidate's entire adult life (i.e., since his/her 18th birthday), except for counseling which must be addressed as set forth below in "Counseling/Counselor Interviews". The fact that questions addressing each of the areas were asked, as well as candidate's responses thereto and knowledge of their scope, must be clearly set forth in the FD-302 reflecting the results of the candidate's interview.

If the candidate refuses to answer any question, that is to be clearly set forth in the FD-302 reflecting the results of the candidate's interview. An effort should be made to obtain from the candidate an explanation for refusing to answer and, if provided, the explanation is also to be reported in the FD-302. If the candidate refuses to provide an explanation, that also is to be reported. Thereafter, no further efforts to obtain a response to the question candidate refused to answer should be made, unless instructed by SIGBIU, FBIHQ.

COUNSELING/COUNSELOR INTERVIEWS

Counseling information to be solicited from the candidate is to be limited only to that information set forth in questions 21 and 25 of candidate's SF-86, except that the information is to cover only the scope of candidate's FFI (but not prior to his/her 18th birthday). Therefore, the scope for the counseling question in this investigation is **15 years**. Counseling which occurred outside the scope of the candidate's FFI is not to be solicited or addressed, unless otherwise instructed by SIGBIU, FBIHQ. NOTE: Policy also prohibits marriage, family, or grief counseling from being solicited and addressed, except where violence by the candidate is involved.

For interviews of counselors, a copy of an executed "Authorization for Release of Medical Information" form must be used. The questions which can be asked of counselors are limited. In addition to verifying the dates of the counseling, the questions asked are to be limited only to the three questions set forth on the aforementioned release. The counselor is to be instructed to provide only that information he/she believes is responsive to each of the three questions. Each question is to be specifically asked and answered, and responses to each clearly reported in the FD-302/insert reflecting the interview results.

To: Albuquerque From: Security
Re: 161B-HQ-1529549, 06/16/2006

Because information concerning counseling is limited to the scope of the FFI, if the candidate voluntarily provides counseling information which occurred outside the scope of the BI, that information is to be fully explored with the candidate only during his/her interview, recorded and reported. However, no additional investigation is to be conducted concerning the information, unless instructed to do so by SIGBIU, FBIHQ. The fact that the information beyond the scope of the FFI was volunteered by the candidate, and not solicited by the FBI, must also be clearly set forth in the FD-302 reflecting the results of the candidate's interview.

Ensure to conduct investigation as set forth under the "Leads" section herein and/or as marked on the enclosed SF-86.

Field offices are reminded that neither the investigative status of a background investigation nor any deadlines are to be disclosed to the candidate or any interviewees. Candidates making inquiries of the status of their investigation are to be referred to the client entity

Direct results/questions to PSS [] Advise SIGBIU (PSS [] and appropriate field offices of any derogatory information in accordance with MIOG, Part II, Section 17-5.1(1). If Buded will not be met, telephonically advise PSS [] and set forth reason(s) in Administrative Section of investigative report. SIGBIU facsimile numbers are (202) 324-4504 and (202) 324-2574.

b6
b7c

Enclosure(s): Being forwarded to each field office, (either scanned or) with a hard copy of this EC via Bureau mail, is one copy each of the following: candidate's SF-86, dated 06/13/2006, Authorization for Release of Information, dated 06/13/2006, and Authorization for Release of Medical Information, dated 06/13/2006.

Details: Bureau has been requested by the WH to conduct a Level II FFI of candidate.

Mr. Walpin is being considered for the position of Inspector General, Corporation for National and Community Service. This information is not to be shared with anyone outside the FBI.

To: Albuquerque From: Security
Re: 161B-HQ-1529549, 06/16/2006

LEAD(s):

Set Lead 1: (Action)

ALBUQUERQUE

AT ALBUQUERQUE, NM

Review EC and enclosures, and conduct appropriate investigation.

Conduct indices on listed relative.

Set Lead 2: (Action)

NEWARK

AT NEWARK, NJ

Review EC and enclosures, and conduct appropriate investigation.

Conduct indices on listed relatives.

Set Lead 3: (Action)

NEW HAVEN

AT NEW HAVEN, CT

Review EC and enclosures, and conduct appropriate investigation.

Verify all education. Obtain dates of attendance, type of degree obtained and date obtained. If education is outside the scope, verify last degree received. For each institution attended: a) Review all financial records; b) Review any disciplinary records; c) Review any campus police records.

Set Lead 4: (Action)

NEW YORK

AT NEW YORK, NY

Review EC and enclosures, and conduct appropriate investigation.

Verify candidate's date and place of birth.

To: Albuquerque From: Security
Re: 161B-HQ-1529549, 06/16/2006

Conduct candidate interview. (See questions 1S, 2S, 3S, 4S, 5S, 6S, 7S and 8S.) In addition, ensure to address the following: a) Any employment activities not included on SF-86. b) If, during the interview, candidate states counseling was received not indicated on the SF-86, determine nature of counseling, and, if counseling was not marital, family or grief counseling, set appropriate leads to verify. c) If civil suits are indicated on SF-86, obtain all pertinent information: e.g., plaintiff, defendant, court dates, etc. If candidate was defendant, set appropriate leads to have court records checked. d) Set appropriate leads to have any additional investigation conducted if necessary (e.g., State Bar membership).

Have candidate provide names of states of which he is a member of the bar and set leads to verify.

Check New York State Bar.

Have candidate provide names of individuals who can verify his affiliations as indicated and set leads to interview.

A review of [] records disclosed two addresses possibly associated with the candidate: 243A Macedonia Road, Kent, CT and 40 Beverly Road, Great Neck, NY.

b7E

Determine from candidate if he has ever resided at or has any affiliation with the two addresses listed above.

Interview clients as indicated on supplement.

Verify residences. a) If rental, interview landlord and verify dates of residence. If the landlord is not on premises and property is administered by a management company, check records at that location; b) Interview at least 2 neighbors knowledgeable of the candidate.

Verify employments indicated. For each employment, review records. a) If any employments are listed in personnel files, or otherwise developed, which are not included on the SF-86, set leads to verify them and also to ask candidate concerning these employments. b) Interview all listed supervisors. c) Interview at least 2 coworkers knowledgeable of the candidate.

Interview two listed and two developed references.

Conduct indices (candidate and relatives), arrest, and appropriate U.S. Attorney's Office(s) checks on the candidate only.

Ensure at least 15 individuals knowledgeable of the candidate are interviewed.

To: Albuquerque From: Security
Re: 161B-HQ-1529549, 06/16/2006

Set Lead 5: (Action)

ST LOUIS

AT SAINT LOUIS, MO

Review EC and enclosures, and conduct appropriate investigation.

Review military file.

Set Lead 6: (Action)

WASHINGTON FIELD

AT WASHINGTON, DC

LEADS FOR SQUAD A-1

Review EC and enclosures, and conduct appropriate investigation.

Interview one listed reference.

Set Lead 7: (Action)

WASHINGTON FIELD

AT WASHINGTON, DC

LEADS FOR SQUAD A-2

Review EC and enclosures, and conduct appropriate investigation.

Check White House Office and U.S. Secret Service.

Check PIS at DOJ.

♦♦

REQUEST DATE: 06/17/2006
RUN DATE : 06/17/2006

AGENCY: SPIN - TAPE: 061706
S U M M A R Y L I S T
SPIN

PAGE 9
BIM400PG

FBI CENTRAL RECORDS SYSTEM
RESPONSE TO AN INDICES RECORD CHECK
(DOES NOT INCLUDE A FINGERPRINT CHECK)

ANALYST/NUMBER	MAIN SUBJECT	NAME	CIDN & EXT. RESULT
<div></div>	145532 WALPIN, GERALD	WALPIN, GERALD	0606171112 00 T
	145532 WALPIN, GERALD	<div></div>	
	145532 WALPIN, GERALD		
	145532 WALPIN, GERALD		
	145532 WALPIN, GERALD		
	145532 WALPIN, GERALD		

b6
b7C

No more data to scroll.

07/20/2006

17:21:52

Name Check Program 3.0

Query Request Status

UNI Record Browse

NCP690N2

DJ82203

Type Action code, and press Enter.

Page 1 of 2

V=ViewUNI

Priority:03 Agency: SPIN Tape: 061706 Searched: 20060617 Current Result: I

Name: WALPIN,GERALD

CIDN: 0606171112 Ext

DOB: 09/01/1931 POB: NY Sex: M Race: U Soc: 051260359

Aka:

Nbr UNI records: 4

~~SECRET~~

		Currt			
Nbr	Reslt		UNI Case Name	DOB	Case Id
.	NS I		WALPIN, GERALD	09/01/1931	161B-HQ-1529549
.	NS H		WALPIN, GERALD		190-HQ-1327542
.	NS I		WALPIN, GERALD	09/01/1931	HQ 77-82383
.	NS H		WALPIN, GERALD		HQ 263-0-I
.					

~~SECRET~~

Command > +

F1=Help F3=Exit F4=Prompt F7=Bkwd F8=Fwd F11=NextPg F12=Cancel

4AÛ

16,003

402

** 07/11/06 NAME CHECK Run 1 Page 1 **
** 15:20:35 * * * S P E C I A L * * * User # **
** Subject: **
** Search: WALPIN, GERALD **
** Agency: WHITE HOUSE/SPECIAL INQUIRY **
** CIDN : 0606171112 **
**
** RETURN TO...: [REDACTED] **
** SUPERVISOR ROOM 10861 EXT 3201 **
**
** File Review: R# _____ PROD _____ UTD _____ **

** Search DOB : 09-01-1931 SEARCH SOC: **
** RULES.....: ATP,R,A,N,Y,N,A,N,N REASON CODE: **

WALPIN, GERALD

NO TEXT

Entry date: 01/25/1960
HQ 77-82383

Entry date: 06/16/2006
161B-HQ-1529549

* FILE IS CHARGED OUT TO [REDACTED] ON 20060619
* PHONE: [REDACTED] ROOM: 10861 BLDG: JEH

Entry date: 10/25/2000
190-HQ-1327542

* FILE IS CHARGED OUT TO [REDACTED] ON 20060619
* PHONE: [REDACTED] ROOM: 10861 BLDG: JEH

Entry date: 02/10/2000
HQ 263-0-I

* CONFIDENTIAL FILE ROOM FILE; FILE ROOM

~~SECRET~~

AGCY: SPIN

FBI CENTRAL RECORDS SYSTEM
RESPONSE TO AN AUTOMATED INDICES RECORD CHECK
DOES NOT INCLUDE A FINGERPRINT CHECK

TAPE: 061706

RUN DATE: 06/17/2006

SEQUENCE NO: 1

PRT DATE: 07/11/2006

CIDN: 0606171112

ORI NO: DCSPIN00Z

NAME: WALPIN GERALD

AKA:

DOB: 09/01/1931

POB: NY

SOC: 051-26-0359

SEX: M

RACE: U

ADDR: N.MARHTA LAKE DRIVE
CHISAGO.CITY MN

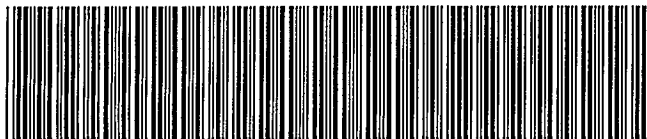
EMPL: WHITE HOUSE

MISC: WAL-PIN

GER-ALD XXXXXXXX

XXX-XXXX

UTD: 0000



SPIN061706060617111200

A SEARCH OF THE AUTOMATED INDEX OF FBIHQ BASED UPON DATA SUBMITTED AND LIMITED PURSUANT TO ESTABLISHED POLICY WAS NOT ABLE TO COMPLETE THIS NAME CHECK REQUEST TO FINAL DISPOSITION. THERE ARE RECORDS REMAINING WHICH THE COMPUTER HAS BEEN PROGRAMMED NOT TO ELIMINATE. THESE RECORDS MUST BE REVIEWED BY IMD/INTD ANALYSTS WHO MUST THEN ARTICULATE/DOCUMENT FINAL DISPOSITION.

b6
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IDENT CHECK EXPEDITE SERVICE UNIT, MODULE E-2 ATTN: [REDACTED]

b6
b7C

FROM: PRESIDENTIAL APPOINTEE & TASK FORCE UNIT, DIV 11, RM 10861

EXT: ATTN: PSS [REDACTED]

SUBJECT: GERALD WALPIN

BUDED: 06/20/2006

BUREAU FILE NUMBER: 161B-1529549

PRESIDENTIAL EXPEDITE

THE BUREAU HAS BEEN REQUESTED TO CONDUCT AN EXPEDITE BACKGROUND INVESTIGATION OF THE ABOVE-CAPTIONED SUBJECT, WHO IS BEING CONSIDERED FOR PRESIDENTIAL APPOINTMENT. YOU ARE REQUESTED TO CHECK APPROPRIATE INDICES BASED UPON AVAILABLE INFORMATION CONCERNING SUBJECT, EMPLOYMENT, AND ALL CLOSE RELATIVES. IT IS REQUESTED THAT THE RESULTS OF YOUR CHECK, WHETHER POSITIVE OR NEGATIVE, BE INDICATED IN THE SPACES PROVIDED BELOW, AND RELAYED TO THE PRESIDENTIAL APPOINTEE & TASK FORCE UNIT, RM 10861 VIA ROUTING SLIP MARKED 'URGENT'.

SUBJECT IS DESCRIBED AS FOLLOWS:

RESULT NAME: GERALD WALPIN

DOB: 09/01/1931

POB: NEW YORK, NY

SSAN: 051-26-0359

CURRENT ADDRESS: [REDACTED]

EMPLOYMENT: KATTEN MUCHIN ROSENMAN LLP
575 MADISON AVE NEW YORK, NY 10022

Please search fingerprint
cards (a) and send to
Room [REDACTED]

b6
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CLOSE RELATIVES

RESULT NAME

DOB

RESIDENCE

--

b6
b7C

PRESIDENTIAL EXPEDITE

CHECK CONDUCTED BY: [REDACTED]

ON

7-3-06

PRESIDENTIAL EXPEDITE

CIVIL APPLICANT RESPONSE

ICN ISIS0002000003436399 CIDN OCA
WALPIN, GERALD U 502 1931/09/01
MNU SOC 051 26 0359 SEX M
FPC
HENRY CLASS API

USCIC000Z OFF/COUNSEL/PRSDNT

WASHINGTON DC

2006/06/21

A SEARCH OF THE FINGERPRINTS ON THE ABOVE
INDIVIDUAL HAS FAILED TO DISCLOSE PRIOR ARREST
DATA. CJIS DIVISION

2006/07/11 FEDERAL BUREAU OF INVESTIGATION

USCIC000Z
OFF COUNSEL TO PRESIDENT
THE WHITE HOUSE
OLD EXEC BLDG-RM 136
1600 PENNSYLVANIA AVE NW
WASHINGTON, DC 20500-0001

IDENT CHECK EXPEDITE SERVICE UNIT, MODULE E-2 ATTN: [REDACTED]

b6
b7C

FROM: PRESIDENTIAL APPOINTEE & TASK FORCE UNIT, DIV 11, RM [REDACTED]
EXT: ATTN: PSS [REDACTED]

SUBJECT: GERALD WALPIN

BUDED: 06/20/2006

BUREAU FILE NUMBER: 161B-*

THE BUREAU HAS BEEN REQUESTED TO CONDUCT AN EXPEDITE BACKGROUND INVESTIGATION OF THE ABOVE-CAPTIONED SUBJECT, WHO IS BEING CONSIDERED FOR PRESIDENTIAL APPOINTMENT. YOU ARE REQUESTED TO CHECK APPROPRIATE INDICES BASED UPON AVAILABLE INFORMATION CONCERNING SUBJECT, EMPLOYMENT, AND ALL CLOSE RELATIVES. IT IS REQUESTED THAT THE RESULTS OF YOUR CHECK, WHETHER POSITIVE OR NEGATIVE, BE INDICATED IN THE SPACES PROVIDED BELOW, AND RELAYED TO THE PRESIDENTIAL APPOINTEE & TASK FORCE UNIT, RM 10861 VIA ROUTING SLIP MARKED 'URGENT'.

SUBJECT IS DESCRIBED AS FOLLOWS:

RESULT NAME: GERALD WALPIN

DOB: 09/01/1931

POB: NEW YORK, NY

SSAN: 051-26-0359

CURRENT ADDRESS: [REDACTED]

EMPLOYMENT: KATTEN MUCHIN ROSENMAN LLP
575 MADISON AVE NEW YORK, NY 10022

CLOSE RELATIVES

RESULT	NAME	DOB	RESIDENCE
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b6
b7C

CHECK CONDUCTED BY: [REDACTED]

, ON 6/16/06

b6
b7C

FROM: PRESIDENTIAL APPOINTEE & TASK FORCE UNIT, DIV 11, R [REDACTED]
EXT: ATTN: PSS [REDACTED]

SUBJECT: GERALD WALPIN
AKA(S):

BUDED: 07/14/2006

THE BUREAU HAS BEEN REQUESTED TO CONDUCT AN EXPEDITE
BACKGROUND INVESTIGATION OF THE ABOVE-CAPTIONED SUBJECT, WHO IS
BEING CONSIDERED FOR PRESIDENTIAL APPOINTMENT. YOU ARE REQUESTED
TO CHECK APPROPRIATE INDICES BASED UPON AVAILABLE INFORMATION
CONCERNING SUBJECT, EMPLOYMENT, AND ALL CLOSE RELATIVES. IT IS
REQUESTED THAT THE RESULTS OF YOUR CHECK, WHETHER POSITIVE OR
NEGATIVE, BE INDICATED IN THE SPACES PROVIDED BELOW, AND RELAYED
TO THE PRESIDENTIAL APPOINTEE & TASK FORCE UNIT, RM 10861
VIA ROUTING SLIP
MARKED 'URGENT'.

SUBJECT IS DESCRIBED AS FOLLOWS:

RESULT NAME: GERALD WALPIN

DOB: 09/01/1931

POB: NEW YORK, NY

SSAN: 051-26-0359

CURRENT ADDRESS: [REDACTED]

EMPLOYMENT: KATTEN MUCHIN ROSENMAN LLP
575 MADISON AVE NEW YORK, NY 10022

III NR

CLOSE RELATIVES

RESULT	NAME	DOB	RESIDENCE

b6
b7C

CHECK CONDUCTED BY [REDACTED]

ON

10/16/06

b6
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QH.DCFBIWAA6.NAM/WALPIN, GERALD.DOB/19310901.SEX/M.RAC/U.SOC/051260359.PUR/J.ATN
[REDACTED]

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FRI JUN 16 2006 12:07:52

NL01 [REDACTED]
DCFBIWAA6
NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX
(III) FOR NAM/WALPIN, GERALD.DOB/19310901.SEX/M.RAC/U.SOC/051260359.
PUR/J.
NOTICE -- A LARGE NUMBER OF RECORDS FOR PERSONS BORN PRIOR TO 1956 ARE
NOT AUTOMATED AT THE FBI. IF A SEARCH OF THE NONAUTOMATED FILES IS
DESIRED, A FINGERPRINT CARD SHOULD BE SUBMITTED.
END
QW.DCFBIWAA6.NAM/WALPIN, GERALD.DOB/19310901.SEX/M.RAC/U.SOC/051260359

FRI JUN 16 2006 12:08:24

1L01 [REDACTED]
DCFBIWAA6
NO NCIC WANT SOC/051260359
NO NCIC WANT NAM/WALPIN, GERALD DOB/19310901 RAC/U SEX/M
QW.DCFBIWAA6.NAM [REDACTED]

FRI JUN 16 2006 12:08:46

1L01 [REDACTED]
DCFBIWAA6
NO NCIC WANT NAM [REDACTED]
QW.DCFBIWAA6.NAM [REDACTED]

b6
b7C

FRI JUN 16 2006 12:08:56

1L01 [REDACTED]
DCFBIWAA6
NO NCIC WANT NAM [REDACTED]
QW.DCFBIWAA6.NAM [REDACTED]

FRI JUN 16 2006 12:09:19

1L01 [REDACTED]
DCFBIWAA6

DCII CHECK REQUEST FORM

** SUBJECT IDENTIFICATION **

PLEASE RETURN TO PSS ROOM 10861
UNIT NAME: PRESIDENTIAL APPOINTEE & TASK FORCE UNIT

b6
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SUBJECT: WALPIN, GERALD *NR*

DOB: 1931/09/01

SSAN: 051-26-0359

OTHER-NAMES:

CHECK CONDUCTED BY

ON: *6/16/00*

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Person Search Results

Results: 0 records found

No results found.

~~For Official Use Only~~

Privacy Act of 1974 applies. Reference the coversheet for details.

JUN-19-2006 12:33

SIGBIU

RETURN TO ROOM 10861

202 324 1373 P.18/23

DATE: 06/16/2006

EXT.

TO: DIRECTOR, [REDACTED]

① ATTENTION: DEPUTY DIRECTOR FOR OPERATIONS
 1 ATTENTION: DIRECTOR OF SECURITY

FROM: DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

SUBJECT: GERALD - WALPIN
 AKA:

REF:

NAME CHECK REQUEST

IT IS REQUESTED THIS BUREAU BE FURNISHED ALL INFORMATION AVAILABLE IN THE FILES OF YOUR DIVISION, CONCERNING CAPTIONED SUBJECT. POSITIVE INFORMATION SHOULD BE ATTACHED TO A COPY OF THIS FORM CLASSIFIED WHERE APPROPRIATE AND RETURNED TO THIS BUREAU. IF THE REQUESTED CHECK IS NEGATIVE, A STAMPED NOTATION TO THIS EFFECT AND RETURN OF A COPY OF THIS FORM IS REQUESTED.

DATE/PLACE OF BIRTH NEW YORK, NY 09/01/1931	SSN 051-26-0399	SEX M	MARITAL STATUS MARRIED	SPOUSE NAME [REDACTED]
RESIDENCE ADDRESS [REDACTED]		OCCUPATION COUNSEL		
CURRENT EMPLOYER KATTEN MUCHIN ROSENMAN LLP 575 MADISON AVE NEW YORK, NY 10022		FORMER EMPLOYMENTS NOT AVAILABLE		
ADDITIONAL REMARKS: COUNTRIES VISITED: PERU SINGAPORE ITALY UNITED KINGDOM				

① - DEPUTY DIRECTOR FOR OPERATIONS
 1 - DIRECTOR OF SECURITY
 PATFO: GERALD - WALPIN

NO RECORD

PRESIDENTIAL EXPEDITE

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FEDERAL BUREAU OF INVESTIGATION
REQUEST FOR CREDIT CHECK

ok

DATE: 06/16/2006

TO: CREDIT REPORT OFFICE
FBIHQ, ROOM 4256

X RETURN TO: ROOM 10861 EXT.

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FROM: ☐ FACILITY SECURITY UNIT, NSD
ATTN: _____ ROOM _____ EXT. _____
☐ PERSONNEL SECURITY UNIT, NSD
ATTN: _____ ROOM _____ EXT. _____
☐ INDUSTRIAL SECURITY UNIT, NSD
ATTN: _____ ROOM _____ EXT. _____
☐ BUREAU APPLICANT EMPLOYMENT UNIT, ASD
ATTN: _____ ROOM _____ EXT. _____
☒ SPECIAL INQUIRY AND GENERAL BACKGROUND UNIT, NSD
ATTN: _____ ROOM _____ EXT. _____

RESPONSE CRITERIA

☐ 5 WORK DAYS ☐ 3 WORK DAYS ☒ 24 HOURS

SUBJECT'S NAME WALPIN GERALD -

LAST SUFFIX FIRST MIDDLE

DATE OF BIRTH (DOB): 09/01/1931

SOCIAL SECURITY ACCOUNT NUMBER: 051-26-0359

SUBJECT'S CURRENT ADDRESS OR LAST KNOWN U.S. ADDRESS:

NUMBER STREET CITY
NY

STATE ZIP CODE

b6
b7C

ENCLOSURE

FBI/DOJ

Standard Form 86
Revised September 1995
U.S. Office of Personnel Management
5 CFR Parts 731, 732, and 735

Form approved:
OMB No. 3208-0007
NSN 7540-00-634-4036
86-111

UNITED STATES OF AMERICA
AUTHORIZATION FOR RELEASE OF INFORMATION

Carefully read this authorization to release information about you, then sign and date it in ink.

I Authorize any investigator, special agent, or other duly accredited representative of the authorized Federal agency conducting my background investigation, to obtain any information relating to my activities from individuals, schools, residential management agents, employers, criminal justice agencies, credit bureaus, consumer reporting agencies, collection agencies, retail business establishments, or other sources of information. This information may include, but is not limited to, my academic, residential, achievement, performance, attendance, disciplinary, employment history, criminal history record information, and financial and credit information. I authorize the Federal agency conducting my investigation to disclose the record of my background investigation to the requesting agency for the purpose of making a determination of suitability or eligibility for a security clearance.

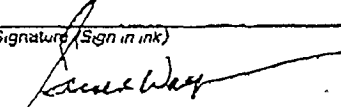
I Understand that, for financial or lending institutions, medical institutions, hospitals, health care professionals, and other sources of information, a separate specific release will be needed, and I may be contacted for such a release at a later date. Where a separate release is requested for information relating to mental health treatment or counseling, the release will contain a list of the specific questions, relevant to the job description, which the doctor or therapist will be asked.

I Further Authorize any investigator, special agent, or other duly accredited representative of the U.S. Office of Personnel Management, the Federal Bureau of Investigation, the Department of Defense, the Defense Investigative Service, and any other authorized Federal agency, to request criminal record information about me from criminal justice agencies for the purpose of determining my eligibility for access to classified information and/or for assignment to, or retention in a sensitive National Security position, in accordance with 5 U.S.C. 9101. I understand that I may request a copy of such records as may be available to me under the law.

I Authorize custodians of records and sources of information pertaining to me to release such information upon request of the investigator, special agent, or other duly accredited representative of any Federal agency authorized above regardless of any previous agreement to the contrary.

I Understand that the information released by records custodians and sources of information is for official use by the Federal Government only for the purposes provided in this Standard Form 86, and that it may be redisclosed by the Government only as authorized by law.

Copies of this authorization that show my signature are as valid as the original release signed by me. This authorization is valid for five (5) years from the date signed or upon the termination of my affiliation with the Federal Government, whichever is sooner. Read, sign and date the release on the next page if you answered "Yes" to question 21.

Signature (Sign in ink) 	Full Name (Type or Print Legibly) GERALD WALPIN	Date Signed 6/13/06
Other Names Used		Social Security Number 051-26-0359
Current Address (Street, City)	State	ZIP Code
		Home Telephone Number (Include Area Code)

THE WHITE HOUSE
WashingtonPRIVACY ACT PROTECTED INFORMATION
(When completed)Disclosure and Authorization
Pertaining to Consumer Reports
Pursuant to the Fair Credit Reporting Act

This is a release for the Federal Bureau of Investigation and/or the Office of Counsel to President George W. Bush, acting on the President's behalf, to obtain one or more consumer/credit reports about you in connection with consideration of your appointment to a position within the Executive Branch, or in the course of your employment with the Federal Government. One or more of the following purposes, including evaluating your fitness for employment, retention, or access to classified information.

I, GEORGE W. BUSH (print or type full name), hereby authorize the Federal Bureau of Investigation and/or the Office of Counsel to President George W. Bush, acting on the President's behalf, to obtain such reports from any consumer/credit reporting agency for employment purposes.



Signature6/10/06

Date051-26-0359

Social Security Number

PAGE 1 DATE 6-21-2006 TIME 17:12:24 VA01 TNJ1

GERALD WALPIN

SS: 051-26-0359

E: ROSENMAN & CO

RPTD: 3-98 I

RPTD: 12-86 TO 12-05 U 6X

LAST SUB: 1810268

E: ROSENMAN & COLN

RPTD: 2-98 I

*1142 CAMINO SAN ACACIO

SANTA FE NM 875057100

RPTD: 5-03 U 1X

*243A MACEDONIA RD

KENT CT 067571310

RPTD: 10-99 U

----- TRADES -----												
SUBSCRIBER		OPEN	AMT-TYP1	AMT-TYP2	ACCTCOND	PYMT STATUS						
SUB#	KOB	TYP	TRM	EOA	BALDATE	BALANCE	PYMT	LEVEL	MOS	REV	PYMT	HISTORY
					LAST PD	MONTH	PAY	PAST	DUE	MAXIMUM	BY	MONTH

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b6
b7C

TRANSUNION EMPLOYMENT CREDIT REPORT FOR:

BEARAK/DPT OF JUST

Z BT0004252 BUREAU: 29 NM

DATE REPORT PRINTED: 06/21/2006

CENTRAL STANDARD TIME: 16:15

IN OUR FILES SINCE: 11/1973

SUBJECT NAME:

WALPIN, GERALD

SOCIAL SECURITY NUMBER: 051-26-0359

PHONE:

CURRENT ADDRESS REPORTED 05/2003:

1142 CAMINO SAN ACACIO, SANTA FE NM. 87505

FORMER ADDRESSES REPORTED 03/1999:

CREDIT INFORMATION

THE FOLLOWING ACCOUNT INFORMATION IS PRINTED IN ORDER BY MOST NEGATIVE MANNER
OF PAYMENT (MOP) AND DATE MOST RECENTLY UPDATED.

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CONTACT SUBSCRIBER: CHASE PH#: (800) 945-2006
BANK ONE CARD SERV, 800 BROOKSE WESTERVILLE, OH 43081

AMEX B 21WB001 OPEN ACCOUNT
CREDIT CARD
VERIF'D 05/2006 BALANCE: \$2501 INDIVIDUAL ACCOUNT
OPENED 02/1998 MOST OWED: \$49469
STATUS AS OF 05/2006: PAID OR PAYING AS AGREED
IN PRIOR 48 MONTHS FROM DATE VERIF'D NEVER LATE
PAYMENT PATTERN: 11111111111111111111111111111111

CONTACT SUBSCRIBER: AMEX PH#: (800) 874-2717
P O BOX 297871 FORT LAUDERDAL, FL 33329

AMEX B 21WB001 REVOLVING ACCOUNT
CREDIT CARD
VERIF'D 05/2006 BALANCE: \$13864 INDIVIDUAL ACCOUNT
OPENED 08/2005 MOST OWED: \$13864 CREDIT LIMIT: \$22000
STATUS AS OF 05/2006: PAID OR PAYING AS AGREED
IN PRIOR 07 MONTHS FROM DATE VERIF'D NEVER LATE
PAYMENT PATTERN: 1111111

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b7C

DATE	SUBCODE	SUBSCRIBER NAME
06/21/2006	Z 4252	DPT OF JUST 935 PENNSYLVANIA A, ROOM WASHINGTON, DC 20535

EMPLOYMENT CREDIT REPORT SERVICED BY:

TRANSUNION

2 BALDWIN PLACE, P. O. BOX 1000
CHESTER, PA. 19022
800-888-4213

Consumer disclosures can be obtained online through TransUnion at:
<http://www.transunion.com/direct>

END OF TRANSUNION REPORT
A SUMMARY OF YOUR RIGHTS UNDER THE FAIR CREDIT REPORTING ACT

PARA INFORMACION EN ESPANOL, VISITE WWW.FTC.GOV/CREDIT O ESCRIBE A LA FTC
CONSUMER RESPONSE CENTER, ROOM 130-A 600 PENNSYLVANIA AVE. N.W., WASHINGTON,
D.C. 20580.

THE FEDERAL FAIR CREDIT REPORTING ACT (FCRA) PROMOTES THE ACCURACY, FAIRNESS,
AND PRIVACY OF INFORMATION IN THE FILES OF CONSUMER REPORTING AGENCIES. THERE
ARE MANY TYPES OF CONSUMER REPORTING AGENCIES, INCLUDING CREDIT BUREAUS AND
SPECIALTY AGENCIES (SUCH AS AGENCIES THAT SELL INFORMATION ABOUT CHECK WRITING
HISTORIES, MEDICAL RECORDS, AND RENTAL HISTORY RECORDS). HERE IS A SUMMARY
OF YOUR MAJOR RIGHTS UNDER THE FCRA. FOR MORE INFORMATION, INCLUDING
INFORMATION ABOUT ADDITIONAL RIGHTS, GO TO WWW.FTC.GOV/CREDIT OR WRITE TO:
CONSUMER RESPONSE CENTER, ROOM 130-A, FEDERAL TRADE COMMISSION,
600 PENNSYLVANIA AVE. N.W., WASHINGTON, D.C. 20580.

- YOU MUST BE TOLD IF INFORMATION IN YOUR FILE HAS BEEN USED AGAINST YOU.
ANYONE WHO USES A CREDIT REPORT OR ANOTHER TYPE OF CONSUMER REPORT TO DENY
YOUR APPLICATION FOR CREDIT, INSURANCE, OR EMPLOYMENT - OR TO TAKE ANOTHER
ADVERSE ACTION AGAINST YOU - MUST TELL YOU, AND MUST GIVE YOU THE NAME,
ADDRESS, AND PHONE NUMBER OF THE AGENCY THAT PROVIDED THE INFORMATION.
- YOU HAVE THE RIGHT TO KNOW WHAT IS IN YOUR FILE. YOU MAY REQUEST AND
OBTAIN ALL THE INFORMATION ABOUT YOU IN THE FILES OF A CONSUMER
REPORTING AGENCY (YOUR "FILE DISCLOSURE"). YOU WILL BE REQUIRED TO
PROVIDE PROPER IDENTIFICATION, WHICH MAY INCLUDE YOUR SOCIAL SECURITY
NUMBER. IN MANY CASES, THE DISCLOSURE WILL BE FREE. YOU ARE ENTITLED
TO A FREE FILE DISCLOSURE IF:
 - A PERSON HAS TAKEN ADVERSE ACTION AGAINST YOU BECAUSE OF INFORMATION IN
YOUR CREDIT REPORT;
 - YOU ARE THE VICTIM OF IDENTITY THEFT AND PLACE A FRAUD ALERT IN YOUR
FILE;
 - YOUR FILE CONTAINS INACCURATE INFORMATION AS A RESULT OF FRAUD;

- YOU ARE ON PUBLIC ASSISTANCE;
- YOU ARE UNEMPLOYED BUT EXPECT TO APPLY FOR EMPLOYMENT WITHIN 60 DAYS.
- IN ADDITION, BY SEPTEMBER 2005 ALL CONSUMERS WILL BE ENTITLED TO ONE FREE DISCLOSURE EVERY 12 MONTHS UPON REQUEST FROM EACH NATIONWIDE CREDIT BUREAU AND FROM NATIONWIDE SPECIALTY CONSUMER REPORTING AGENCIES. SEE WWW.FTC.GOV/CREDIT FOR ADDITIONAL INFORMATION.
- YOU HAVE THE RIGHT TO ASK FOR A CREDIT SCORE. CREDIT SCORES ARE NUMERICAL SUMMARIES OF YOUR CREDIT-WORTHINESS BASED ON INFORMATION FROM CREDIT BUREAUS.
- YOU MAY REQUEST A CREDIT SCORE FROM CONSUMER REPORTING AGENCIES THAT CREATE SCORES OR DISTRIBUTE SCORES USED IN RESIDENTIAL REAL PROPERTY LOANS, BUT YOU WILL HAVE TO PAY FOR IT. IN SOME MORTGAGE TRANSACTIONS, YOU WILL RECEIVE CREDIT SCORE INFORMATION FOR FREE FROM THE MORTGAGE LENDER.
- YOU HAVE THE RIGHT TO DISPUTE INCOMPLETE OR INACCURATE INFORMATION. IF YOU IDENTIFY INFORMATION IN YOUR FILE THAT IS INCOMPLETE OR INACCURATE, AND REPORT IT TO THE CONSUMER REPORTING AGENCY, THE AGENCY MUST INVESTIGATE UNLESS YOUR DISPUTE IS FRIVOLOUS. SEE WWW.FTC.GOV/CREDIT FOR AN EXPLANATION OF DISPUTE PROCEDURES.
- CONSUMER REPORTING AGENCIES MUST CORRECT OR DELETE INACCURATE, INCOMPLETE, OR UNVERIFIABLE INFORMATION. INACCURATE, INCOMPLETE OR UNVERIFIABLE INFORMATION MUST BE REMOVED OR CORRECTED, USUALLY WITHIN 30 DAYS. HOWEVER, THE CONSUMER REPORTING AGENCY IS NOT REQUIRED TO REMOVE ACCURATE DEROGATORY INFORMATION FROM YOUR FILE UNLESS IT IS OUTDATED (AS DESCRIBED BELOW) OR CANNOT BE VERIFIED. A CONSUMER REPORTING AGENCY MAY CONTINUE TO REPORT INFORMATION IT HAS VERIFIED AS ACCURATE.
- CONSUMER REPORTING AGENCIES MAY NOT REPORT OUTDATED NEGATIVE INFORMATION. IN MOST CASES, A CONSUMER REPORTING AGENCY MAY NOT REPORT NEGATIVE INFORMATION THAT IS MORE THAN SEVEN YEARS OLD, OR BANKRUPTCIES THAT ARE MORE THAN 10 YEARS OLD.
- ACCESS TO YOUR FILE IS LIMITED. A CONSUMER REPORTING AGENCY MAY PROVIDE INFORMATION ABOUT YOU ONLY TO PEOPLE WITH A VALID NEED -- USUALLY TO CONSIDER AN APPLICATION WITH A CREDITOR, INSURER, EMPLOYER, LANDLORD, OR OTHER BUSINESS. THE FCRA SPECIFIES THOSE WITH A VALID NEED FOR ACCESS.
- YOU MUST GIVE YOUR CONSENT FOR REPORTS TO BE PROVIDED TO EMPLOYERS. A CONSUMER REPORTING AGENCY MAY NOT GIVE OUT INFORMATION ABOUT YOU TO YOUR EMPLOYER, OR A POTENTIAL EMPLOYER, WITHOUT YOUR WRITTEN CONSENT GIVEN TO THE EMPLOYER. WRITTEN CONSENT GENERALLY IS NOT REQUIRED IN THE TRUCKING INDUSTRY. FOR MORE INFORMATION, GO TO WWW.FTC.GOV/CREDIT.
- YOU MAY LIMIT "PRESCREENED" OFFERS OF CREDIT AND INSURANCE YOU GET BASED ON INFORMATION IN YOUR CREDIT REPORT. UNSOLICITED "PRESCREENED" OFFERS FOR CREDIT AND INSURANCE MUST INCLUDE A TOLL-FREE PHONE NUMBER YOU CAN CALL IF YOU CHOOSE TO REMOVE YOUR NAME AND ADDRESS FROM THE LISTS THESE OFFERS ARE BASED ON. YOU MAY OPT-OUT WITH THE NATIONWIDE CREDIT BUREAUS AT 1-888-567-8688.

- YOU MAY SEEK DAMAGES FROM VIOLATORS. IF A CONSUMER REPORTING AGENCY, OR, IN SOME CASES, A USER OF CONSUMER REPORTS OR A FURNISHER OF INFORMATION TO A CONSUMER REPORTING AGENCY VIOLATES THE FCRA, YOU MAY BE ABLE TO SUE IN STATE OR FEDERAL COURT.
- IDENTITY THEFT VICTIMS AND ACTIVE DUTY MILITARY PERSONNEL HAVE ADDITIONAL RIGHTS. FOR MORE INFORMATION, VISIT WWW.FTC.GOV/CREDIT.

STATES MAY ENFORCE THE FCRA, AND MANY STATES HAVE THEIR OWN CONSUMER REPORTING LAWS. IN SOME CASES, YOU MAY HAVE MORE RIGHTS UNDER STATE LAW. FOR MORE INFORMATION, CONTACT YOUR STATE OR LOCAL CONSUMER PROTECTION AGENCY OR YOUR STATE ATTORNEY GENERAL.

THE FCRA GIVES SEVERAL DIFFERENT FEDERAL AGENCIES AUTHORITY TO ENFORCE THE FCRA:

FOR QUESTIONS OR CONCERNS REGARDING: PLEASE CONTACT:

CONSUMER REPORTING AGENCIES,
CREDITORS, AND OTHERS NOT LISTED
BELOW

FEDERAL TRADE COMMISSION
CONSUMER RESPONSE CENTER - FCRA
WASHINGTON, DC 20580
1-877-382-4357

NATIONAL BANKS, FEDERAL BRANCHES/
AGENCIES OF FOREIGN BANKS (WORD
"NATIONAL" OR INITIALS "N.A."
APPEAR IN OR AFTER BANK'S NAME)

OFFICE OF THE COMPTROLLER OF THE CURRENCY
COMPLIANCE MANAGEMENT, MAIL STOP 6-6
WASHINGTON, DC 20219
800-613-6743

FEDERAL RESERVE SYSTEM MEMBER BANKS
(EXCEPT NATIONAL BANKS, AND FEDERAL
BRANCHES/AGENCIES OF FOREIGN
BANKS)

FEDERAL RESERVE BOARD
DIVISION OF CONSUMER & COMMUNITY AFFAIRS
WASHINGTON, DC 20551
202-452-3693

SAVINGS ASSOCIATIONS AND FEDERALLY
CHARTERED SAVINGS BANKS (WORD
"FEDERAL" OR INITIALS "F.S.B."
APPEAR IN FEDERAL INSTITUTION'S
NAME)

OFFICE OF THRIFT SUPERVISION
CONSUMER COMPLAINTS
WASHINGTON, DC 20552
800-842-6929

FEDERAL CREDIT UNIONS (WORDS
"FEDERAL CREDIT UNION" APPEAR IN
INSTITUTION'S NAME)

NATIONAL CREDIT UNION ADMINISTRATION
1775 DUKE STREET
ALEXANDRIA, VA 22314
703-519-4600

STATE-CHARTERED BANKS THAT ARE NOT
MEMBERS OF THE FEDERAL RESERVE
SYSTEM

FEDERAL DEPOSIT INSURANCE CORPORATION
CONSUMER RESPONSE CENTER,
2345 GRAND AVENUE, SUITE 100
KANSAS CITY, MISSOURI 64108-2638
877-275-3342

AIR, SURFACE, OR RAIL COMMON
CARRIERS REGULATED BY FORMER CIVIL
AERONAUTICS BOARD OR INTERSTATE
COMMERCE COMMISSION

DEPARTMENT OF TRANSPORTATION
OFFICE OF FINANCIAL MANAGEMENT
WASHINGTON, DC 20590
202-366-1306

ACTIVITIES SUBJECT TO THE PACKERS
AND STOCKYARDS ACT, 1921

DEPARTMENT OF AGRICULTURE
OFFICE OF DEPUTY ADMINISTRATOR - GIPSA
WASHINGTON, DC 20250
202-720-7051

WALPIN.WPD

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: DEADLINE: 07/14/2006

Date: 06/23/2006

To: Security

Attn: (SIGBIU), Room 10861
PSS [REDACTED]

From: Albuquerque

Contact: [REDACTED]

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Approved By: [REDACTED] *JW*

Drafted By: [REDACTED]

Case ID #: 161B-HQ-1529549-3 (Pending)

Title: GERALD WALPIN
LEVEL II - PAS

Synopsis: Lead covered

Reference: 161B-HQ-1529549 Serial 2

Details: Albuquerque automated and manual indices were
searched by Staffing Assistant [REDACTED] reference
BUAP's relative [REDACTED] All searches conducted
met with negative results.

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To: Security From: Albuquerque
Re: 161B-HQ-1529549, 06/23/2006

LEAD(s) :

Set Lead 1: (Discretionary)

SECURITY

AT WASHINGTON, DC

Read and clear.

♦♦

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW HAVEN	OFFICE OF ORIGIN FBIHQ	DATE 06/27/2006	INVESTIGATIVE PERIOD 06/27/2006
TITLE OF CASE GERALD WALPIN LEVEL II-PAS		REPORT MADE BY SA 	TYPED BY alp
		CHARACTER OF CASE LEVEL II-PAS	

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b7CBUDED: 07/14/2006REFERENCE: 161B-HQ-1529549

- PENDING (All New Haven Investigation completed) -

APPROVED <i>KCM / mm</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW						
COPIES MADE: 2- FBIHQ (161B-HQ-1529549) <i>4</i> (ATTN: PSS) SIGBIU, Room 10861) 1- NEW HAVEN (161B-HQ-1529549)								
DISSEMINATION RECORD OF ATTACHED REPORT		Notations <div style="text-align: right; font-size: 2em; font-family: cursive;">10861</div>						
Agency								
Request Recd.								
Date Fwd.								
How Fwd.								
By								

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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

Date:

Case ID #:

SA

06/27/2006

161B-HQ-1529549

Office:

New Haven

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Title:

GERALD WALPIN
LEVEL II-PAS

Character:

LEVEL II-PAS

Synopsis:

Educational file reviewed. No derogatory information developed.

- P -

DETAILS:

New Haven Investigation is complete.

161B-HQ-1529549
ALP:alp

[redacted] The following investigation was conducted by SA [redacted]
[redacted]

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On June 27, 2006, [redacted]
[redacted] Office of the Registrar, Yale Law School, 127 Wall Street, New Haven, Connecticut 06511, telephone 203-432-1678, provided access to the candidate's educational file and a copy of his transcript. There was no derogatory information in the candidate's file.

The candidate's educational records confirmed that he attended Yale Law School from September 1952 until June 1955. He was awarded his LL.B in June 1955. The candidate was a full time student while attending Yale and, based upon his records, it does not appear that he studied overseas during that time period. The candidate's grade point average (GPA) and class rank cannot be reported because Yale Law School does not calculate GPA nor give traditional grades. The candidate's file did not contain any records of disciplinary action.

The Office of the Registrar found records indicating that the candidate received some loans from the law school, but there was nothing to indicate the status of the loans. Personnel in the office stated that because the candidate graduated in 1955, those records probably no longer exist.

A member of the Yale Campus Police who works on the JTTF at FBI New Haven reported that on-campus incidents involving students are forwarded to the New Haven Police Department. Yale, therefore, does not have campus police files on its students.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE Washington Field Office	OFFICE OF ORIGIN WFO	DATE 06/27/2006	INVESTIGATIVE PERIOD 06/21/2006 - 06/27/2006
TITLE OF CASE GERALD WALPIN		REPORT MADE BY [Redacted]	TYPED BY SRE <i>[Signature]</i>
		CHARACTER OF CASE Level II-PA/PAS	

REFERENCE: Bureau EC to WFO, et al, dated 06/16/2006.

- CLOSED -

ADMINISTRATIVE: BUDED: 07/14/2006

Where appropriate, Privacy Act(e)(3) data was furnished to persons interviewed. Express promise of confidentiality, both limited and unlimited have been noted where granted.

APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: 2 - FBIHQ (161B-HQ-1529549) SIGBIU Room 10861 ATTN: PSS [Redacted] 1 - WFO (161B-HQ-1529549)		[Redacted]			
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Date Fwd.					
How Fwd.					
By.					

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

Office: WFO

Date:

06/27/2006

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b7c

Case ID #: 161B-HQ-1529549

Title: GERALD WALPIN

Character: Level II-PA/PAS

Synopsis: WH, USSS AND USAO DC/VA RECORDS WERE CHECKED CONCERNING
WALPIN.

- CLOSED -

DETAILS

WFO INVESTIGATION IS COMPLETE.

WFO 161B-HQ-1529549

VJM:vjm

1

Office of the Executive Clerk
Office of Administration
Executive Office of the President
Room 4
Old Executive Office Building
Washington, D. C.

The following investigation was conducted by Investigative Support Specialist
(ISS) [REDACTED] on June 22, 2006, concerning GERALD WALPIN.

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A search of the index cards and the computer data base of the Executive Clerk's
Office of the White House reflects no record concerning GERALD WALPIN.

No additional information was furnished.

WFO 161B-HQ-1529549

LKP:lkp

1

RECORD CHECK

UNITED STATES SECRET SERVICE

Investigative Support Division

950 H Street, N.W.

Washington, D.C.

On June 21, 2006, Investigative Support Specialist (ISS) [REDACTED] submitted a request to the U.S. Secret Service (USSS) for any information concerning GERALD WALPIN.

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On June 21, 2006 [REDACTED] Investigative Support Division, advised ISS [REDACTED] that a search of USSS files revealed no records or information concerning the candidate by name or social security number.

No additional information was available.

WFO 161B-HQ-1529549

DOM

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ARREST CHECK

UNITED STATES DEPARTMENT OF JUSTICE

Office of the United States Attorney

District of Columbia

Judiciary Center

555 Fourth Street, Northwest

Washington, D.C.

On June 22, 2006 [REDACTED] Investigative Support Specialist (ISS), contacted the Office of the United States Attorney concerning GERALD WALPIN born September 3, 1931 with social security number 051260359.

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On June 22, 2006, [REDACTED] Liaison, U.S. Attorneys Office, Narcotics, Public Corruption, Economic Crime, Transnational and Major Crimes Unit, advised ISS [REDACTED] that no identifiable record was located.

On June 22, 2006 [REDACTED] U.S. Attorneys Office, Civil Division, advised ISS [REDACTED] that no record was located.

It should be noted that the index system of the Civil Division, U.S. Attorneys Office USAO contains only names of plaintiffs, except in civil actions brought by the United States against a particular defendant. Suits against government employees who are represented by the United States Attorney would be filed by plaintiffs name and docket number.

No additional information was located.

161B-HQ-1529549
CH:ch

RECORD CHECK

UNITED STATES ATTORNEY'S OFFICE
Eastern District of Virginia
2100 Jamieson Avenue
Alexandria, Virginia

On June 22, 2006, Investigative Support Specialist [redacted] contacted [redacted] Legal Assistant, United States Attorney's Office (USAO), Eastern District of Virginia, regarding GERALD WALPIN, Social Security Number: 051260359.

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On June 27, 2006, [redacted] conducted a search of all pending/closed civil and criminal indexes. The search disclosed the following:

A search of the database, which covers the period from 1985 to the present and encompasses the Alexandria, Newport News, Norfolk and Richmond regional area in addition to the United States Magistrate Courts, disclosed no record concerning WALPIN.

[redacted] further advised that an additional search of their Index Card System which covers the period prior to 1985 revealed no record concerning WALPIN.

WFO 161B-HQ-1529549
ALS:als

DEPARTMENT OF JUSTICE

Public Integrity Section
1400 New York Avenue, Northwest
Washington, D.C.

On June 20, 2006, Investigative Support Specialist (ISS) [REDACTED] initiated a search of the records at the Public Integrity Section in an effort to locate any information regarding GERALD WALPIN.

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On June 21, 2006, [REDACTED] Case Management Administrator, Litigation Support Specialist, advised a review of the integrity files revealed no identifiable record concerning WALPIN, or any affiliations.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE	OFFICE OF ORIGIN	DATE	INVESTIGATIVE PERIOD
NEW YORK OFFICE	FBIHQ	06/27/2006	6/22 - 27/2006
TITLE OF CASE GEORGE WALPIN		REPORT MADE BY ISS [REDACTED]	TYPED BY aab
		CHARACTER OF CASE LEVEL II - PRESIDENTIAL APPOINTMENT WITH SENATE CONFIRMATION (PAS)	

b6
b7cBUDED: 7/14/2006REFERENCE: 161B-HQ-1529549 Serial 2

- All Leads Covered -

ADMINISTRATIVE: All persons interviewed were advised of the provisions of the Privacy Act of 1974, and no promises of confidentiality were granted.

APPROVED <i>MJG/mj/kmk</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE:					
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1 - NEW YORK (161B-HQ-1529549)					
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Agency					
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Date Fwd.					
How Fwd.					
By					

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161B-HQ-1529549-6

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: ISS Office: New York Office
Date: 06/27/2006
Case ID #: 161B-HQ-1529549
Title: GERALD WALPIN

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Character: LEVEL II - PRESIDENTIAL APPOINTMENT WITH
SENATE CONFIRMATION (PAS)

Synopsis: Arrest check was conducted at the New York City Police Department (NYCPD) regarding candidate and set forth. Applicant's birth was verified through the records at the New York City Department of Health/Bureau of Vital Statistics (NYCDOH/BVS). A check of the New York State Department of Motor Vehicles (NYSDMV) records was conducted regarding candidate and set forth.

- All Leads Covered -

161B-HQ-1529549 (G Walpin)

AAAB:aab

Arrest

New York City Police Department (NYCPD)

One Police Plaza

New York, New York (NY) 10038

On June 23rd, 2006, Investigative Support Specialist (ISS) [REDACTED] conducted a search of NYCPD records regarding candidate GERALD WALPIN, date of birth (DOB): September 1st, 1931. No arrest record was found regarding candidate.

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161BCHQ-1529549 (G Walpin)

AAE:ab

Birth

**New York City Department of Health/
Bureau of Vital Statistics (NYCDOH/BVS)
125 Worth Street
NY, NY 10013**

On June 26th, 2006, ISS [REDACTED] conducted a search of NYCDOH/BVS records regarding candidate GERALD WALPIN, the following information was verified. Under certificate number 31-212779, BVS records reflects candidate's name, date and place of birth (DPOB) is listed as follows: GERALD WALPIN, September 1st, 1931; Borough of the Bronx, NY. Candidate's parents are listed as MICHAEL WALPIN and MAY G. GORDON.

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161B-HQ-1529549 (G Weprin)

Drivers License

* New York State Department of Motor Vehicles (NYSDMV)

On June 26th, 2006, a computerized search of NYSDMV records was conducted by Communication Operator (CO) [REDACTED] regarding candidate GERALD WEPRIN, DOB: September 1st, 1931. CO [REDACTED] advised ISS [REDACTED] that candidate does not possess a NYS drivers license.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN BUREAU	DATE 6/22/2006	INVESTIGATIVE PERIOD 6/19/06 - 6/22/06
TITLE OF CASE GERALD WALPIN BUDED: 7/14/06		REPORT MADE BY PSS [REDACTED]	TYPED BY kad
		CHARACTER OF CASE LEVEL II- PAS	

b6
b7cREFERENCE

161B-HQ-1529549-2.

- P -

ADMINISTRATIVE

Investigative report will be sent under separate cover.

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

APPROVED <i>mjm/</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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Date Fwd.					
How Fwd.					
By					

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COVER PAGE

161B-HQ-1529549-7

161B-HQ-1529549
RE: GERALD WALPIN
KAD:kad

NEW YORK OFFICE INDICES CHECKS

On 6/19/06, New York Office indices and file review was conducted by SST [redacted] regarding the candidate, GERALD WALPIN, JR, DOB: 9/1/31 and listed relatives, [redacted] aka [redacted] DOB: [redacted] and [redacted] DOB: [redacted]

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File 183A-3343 serial 26 was identifiable to the candidate, GERALD WALPIN, by occupation. WALPIN was noted in a Daily News article, dated 5/26/87, as an attorney for New York City's concrete suppliers. Article noted legal arguments that WALPIN had in regard to the City's administration and meeting deadline dates for contracts. No derogatory information was noted.

File 183A-3483-K serial 54p1 was identifiable to the candidate, GERALD WALPIN, by occupation. File could not be obtained for review.

File NY 92A-1880-B serial 599p1 was identifiable to the candidate, GERALD WALPIN, by occupation. File could not be obtained for review.

File NY 92A-1880-F serial 649, 651 and 668 was identifiable to the candidate, GERALD WALPIN, by occupation. File could not be obtained for review.

File NY 183-3343-A7 serial 144 was identifiable to the candidate, GERALD WALPIN, by occupation. WALPIN was noted in a Daily News article, dated 3/4/87, as an attorney for concrete producers. Article noted legal arguments that WALPIN presented that the city violated numerous state and city laws by putting [redacted] a rice miller, into the concrete business and subsidizing the operation with free rent, dredging, pier demolition and guaranteed business. No derogatory information was noted.

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File NY [redacted] was identifiable to the candidate's [redacted] It was noted that [redacted]

b3
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b7C
b7E

No derogatory information was noted on [redacted]

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

PSS [REDACTED]

Office: New York

Date:

6/22/2006

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b7C

Case ID #:

161B-HQ-1529549

Title:

GERALD WALPIN

Character:

LEVEL II - PAS

Synopsis:

BAR and USAO checks conducted.

- P -

The following investigation was conducted by PSS

[REDACTED]

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161B-HQ-1529549
RE: GERALD WALPIN
KAD:kad

UNITED STATES ATTORNEYS OFFICE

On 6/19/06, the records of the United States Attorneys Office were searched regarding the candidate, GERALD WALPIN. There were no records found in any of the four departments. (EDNY CIVIL/CRIMINAL & SDNY CIVIL/CRIMINAL).

A handwritten signature, possibly reading "J.B.", is located in the bottom right corner of the page.

161B-HQ-1529549

RE: GERALD WALPIN

KAD:kad

BAR MEMBERSHIP

On 6/19/2003, Personnel Security Specialist (PSS) [REDACTED] caused a search of the OFFICE OF COURT ADMINISTRATION (OCA), 80 CENTRE STREET, NEW YORK, N.Y. 10013. The candidate, GERALD WALPIN, was admitted to practice law in the State of New York, First Appellate Division on 9/5/55. WALPIN is current on registration dues, in good standing, with no disciplinary actions or grievances noted.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ST. LOUIS	OFFICE OF ORIGIN BUREAU	DATE 07/11/2006	INVESTIGATIVE PERIOD 06/20/2006 - 07/11/2006
TITLE OF CASE GERALD WALPIN		REPORT MADE BY ISS 	TYPED BY sm
		CHARACTER OF CASE LEVEL II - PAS	

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REFERENCE: Bureau EC to Albuquerque, dated 06/16/2006.

ADMINISTRATIVE:

St. Louis considers lead 2.5 covered.

Investigation is completed at St. Louis.

APPROVED <i>RJC/APP</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: ② - Bureau (161B-HQ-1529549) (Attn: PSS SIGBIU, Rm. 10861) 192SRM03.OTH <i>6/13/06 7-13-2006</i>					
		Rm 10861			
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161B-HQ-1529549-8

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

ISS [REDACTED]
07/11/2006

Office: St. Louis

b6
b7C

Date:

Case ID #:

161B-HQ-1529549

Title:

GERALD WALPIN

Character:

LEVEL II - PRESIDENTIAL APPOINTMENT WITH
SENATE CONFIRMATION

Synopsis:

WALPIN served honorably in the ARMY RESERVE, AIR FORCE
RESERVE and AIR FORCE.

- P -

DETAILS: At St. Louis, Missouri

Military Service

A review of an Official Military Personnel Folder (OMPF) on file at the FEDERAL RECORDS CENTER, Military Branch, 9700 Page Avenue, St. Louis, Missouri, disclosed GERALD WALPIN, Social Security Account Number 051-26-0359, enlisted in the ARMY RESERVE on January 12, 1954, at New Haven, Connecticut. WALPIN was honorably discharged from the ARMY RESERVE as a Corporal (E-4) on September 23, 1956. The reason for the discharge was listed as "Accept appointment as an officer in the Air Force Reserve."

WALPIN was appointed a First Lieutenant (O-2) in the AIR FORCE RESERVE on September 24, 1956. WALPIN was appointed a First Lieutenant (O-2) and entered on active duty in the AIR FORCE on January 31, 1957, at New York, New York. WALPIN was honorably released from active duty as a First Lieutenant (O-2) on January 5, 1960, at McGuire Air Force Base, New Jersey, at which time he was transferred to the AIR FORCE RESERVE.

161B-HQ-1529549

WALPIN served in the AIR FORCE RESERVE, from January 6, 1960 to August 16, 1965, at which time he was honorably discharged as a Captain (O-3).

WALPIN had foreign service in France. A further review of the OMPF failed to disclose any awards or medals received.

WALPIN's conduct and efficiency ratings were listed as "Excellent" and "Outstanding." There was no record of disciplinary action taken against WALPIN, to include, court martials, non judicial punishments or periods of absent without leave.

WALPIN received a SECRET security clearance on October 2, 1958. The clearance expired at the time of discharge.

WALPIN's military occupational specialty was listed as a Legal Officer.

WALPIN's date and place of birth were listed as September 1, 1931, at New York, New York.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WFO	OFFICE OF ORIGIN BUREAU	DATE 07/14/2006	INVESTIGATIVE PERIOD 07/05/2006
TITLE OF CASE GERALD WALPIN		REPORT MADE BY PSS [REDACTED]	TYPED BY ALS <i>gyl</i>
		CHARACTER OF CASE LEVEL II - PAS	

b6
b7CREFERENCE: Bureau EC dated 06/16/2006.

(RUC)

ADMINISTRATIVE: BUDED 07/14/2006

All individuals were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality, both limited and unlimited, have not been granted.

APPROVED <i>JP/mm</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: 2-BUREAU (161B-HQ-1529549)- <i>g</i> PSS [REDACTED] 1-WFO					
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

PSS [REDACTED]

Office: WFO SQUAD A-1

Date:

07/14/2006

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b7C

Case ID #:

161B-HQ-1529549

Title:

GERALD WALPIN

Character:

LEVEL II - PAS)

Synopsis:

Reference, [REDACTED] The
Federalist Society, was interviewed and commented
favorable.

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(RUC)

161B-HQ-1529549
WWS:wws (S)

REFERENCE

The following investigation was conducted by Special Agent (SA) [REDACTED] regarding the appointee, GERALD WALPIN:

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On July 5, 2006, [REDACTED] The Federalist Society, 1015 18th Street, NW, Washington, D.C., advised that he has known the appointee for approximately twelve to thirteen years. [REDACTED] advised that they have both a professional and a social relationship, and have biweekly contact. [REDACTED] described the appointee as smart, honest, open, and friendly.

[REDACTED] commented favorably regarding the appointee's character, associates, reputation, and loyalty to the United States Government. [REDACTED] had no knowledge of alcohol or prescription drug abuse nor the use of illegal drugs on the part of the appointee. [REDACTED] had no knowledge of the appointee selling, purchasing, possessing, manufacturing, trafficking, producing, transferring, shipping or receiving an illegal substance, including marijuana. [REDACTED] had no knowledge of any physical, emotional, or financial problems which would affect the appointee's ability to perform any job. [REDACTED] considered the appointee suitable for access to classified and sensitive information. [REDACTED] had no knowledge of bias or prejudice on the part of the appointee, or any knowledge of anything in the appointee's background that could be used to coerce or influence the appointee. [REDACTED] recommended the appointee for a position of trust and confidence with the United States Government.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW HAVEN	OFFICE OF ORIGIN BUREAU	DATE 07/14/2006	INVESTIGATIVE PERIOD 7/06/2006
TITLE OF CASE GERALD WALPIN		REPORT MADE BY ISS [REDACTED]	TYPED BY gap
		CHARACTER OF CASE LEVEL II - PAS	

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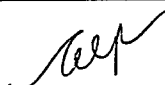
REFERENCE:

HQ EC TO NH, dated 6/16/2006.

ADMINISTRATIVE:

NH indices negative for candidate.

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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(0861)

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: ISS [REDACTED] Office: New Haven
Date: 07/14/2006
Case ID #: 161B-HQ-1529549
Title: GERALD WALPIN

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Character: LEVEL II - PAS

Synopsis: Local/State Police arrest checks conducted.

ARREST:

The following police departments were contacted
and reflected no information on file regarding candidate:

New Haven Police Officer LaPorte, New Haven, CT
Police Department;
and Connecticut State Police, via COLLECT
System.

New Haven leads complete.

FEDERAL BUREAU OF INVESTIGATION

Precedence: DEADLINE 07/14/2006

Date: 07/06/2006

To: Security Division

New Haven
Washington Office

Attn: PSS [redacted]
SIGBIU, Room 10861, ext. [redacted]
Attn: Scoping Unit
Attn: Scoping Unit

From: New York

A-4

Contact: SA [redacted]

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Approved By: [redacted] *[Signature]*

Drafted By: [redacted] bmh

Case ID #: 161B-HQ-1529549 (Pending)

Title: GERALD WALPIN
LEVEL II - PAS

Synopsis: To set leads for the above Field Offices to conduct interviews of individuals who can verify candidate's associations and one additional residence. Additional leads were developed based on information provided by the candidate during his Personal Security Interview.

Details: The Bureau has been requested by the WHITE HOUSE to conduct a LEVEL II FFI of referenced candidate. During the course of the investigation, the candidate advised of an association verifier, Honor [redacted] currently located in New Haven, Connecticut, for the Committee on Judicial Conduct. Candidate provided additional address located in Kent, Connecticut. Candidate also provided [redacted] for The Federalist Society, and [redacted] for The Center for Individual Rights, and the address and telephone number for The American Bar Association, all currently located in Washington, D.C. Assigned Field Offices are requested to locate and interview respective association verifiers and neighbors of the residence by 07/14/2006.

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161B-HQ-1529549-11

To: New Haven From: New York *
Re: 161B-HQ-1529549, 07/06/2006

LEAD(s):

Set Lead 1: (Action)

NEW HAVEN

AT NEW HAVEN, CT

New Haven Division is requested to review EC and conduct appropriate investigation.

Conduct association verifier interview of Honor [REDACTED] 157 Church Street, New Haven, Connecticut 07510, telephone number (203) 773-2181, for The Committee on Judicial Conduct. Conduct three neighborhood interviews for 243A Macedonia Road, Kent, Connecticut 06757, (860) 927-4924. Additional verifier developed based on information provided by candidate. Results will be sent to PSS [REDACTED] SIGBIU, Room 10861, ext. [REDACTED]

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b7C

Set Lead 2: (Action)

WASHINGTON OFFICE

AT WASHINGTON, D.C.

Washington Office is requested to review EC and conduct appropriate investigation.

Conduct association verifier interviews for The American Bar Association, 740 15th Street NW, Washington, D.C. 20005, telephone number (202) 662-1000, [REDACTED] at The Federalist Society, 1015 18th Street, NW, Washington, D.C. 20036, telephone number [REDACTED] at The Center for Individual Rights, 1233 20th Street, NW, Washington, D.C. 20036, telephone number (202) 833-8400, (877) 426-2665. Candidate was unable to provide a specific contact for the American Bar Association. Additional verifiers developed based on information provided by candidate. Results will be sent to PSS [REDACTED] SIGBIU, Room 10861, ext. [REDACTED]

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE	OFFICE OF ORIGIN	DATE	INVESTIGATIVE PERIOD
NEW YORK	FBIHQ	07/19/2006	06/16/2006 - 07/14/2006
TITLE OF CASE GERALD WALPIN		REPORT MADE BY SA 	TYPED BY bmh
		CHARACTER OF CASE LEVEL II - PAS	

b6
b7cREFERENCE:

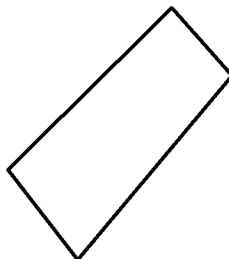
161B-HQ-1529549

ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act of 1974 and no promises of confidentiality were granted.

NEW YORK OFFICE:

All leads covered.

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APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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Agency					
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How Fwd.					
By					

161B-HQ-1529549-13

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA [REDACTED]

Office: New York

Date:

07/18/2006

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Case ID #:

161B-HQ-1529549

Title:

GERALD WALPIN

Character:

LEVEL II - PAS

Synopsis:

One follow up personal security interview conducted with candidate. Official Personnel File reviewed.

- P -

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/19/2006

GERALD WALPIN, date of birth September 1, [REDACTED]
[REDACTED] telephone number [REDACTED]
employed as counsel for KATTEN MUCHIN ROSENMAN LLP, 575 Madison Avenue, New York, New York 10022, business telephone number (212)940-7100, was advised of the identity of the interviewing agent and the purpose of the interview. WALPIN, hereinafter "candidate," is being considered for the position of Inspector General, Corporation for National and Community Service, and the purpose of the interview was to ensure that complete, accurate and current information was obtained from the employee concerning suitability and security issues.

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The candidate was advised that all questions must be answered back to his 18th birthday even though the SF-86 stated shorter time frames. He was advised that even though the questions would date back to his 18th birthday, only the last 15 years of his life would be investigated.

The candidate was advised that concealed matters in a person's life could be the basis for coercion, attempted pressure or influence; that candor and forthrightness during the investigation process are significant factors in consideration for access to classified information; and that lack of candor could disqualify him from being granted a security clearance. The candidate was also advised that there was a continuing and affirmative obligation to immediately notify the FBI of any attempted pressure on him and that failure to notify the FBI of any attempted pressure would presumptively be considered a negative factor in a review for the position and retention of a security clearance. The candidate thereafter provided the following information:

With the sole exception of the corrections and updates listed below, the candidate advised that his responses to all questions asked in the personnel security interview were complete, accurate, and dated back to his 18th birthday to the best of his knowledge and recollection.

The candidate was asked if he had received compensation for any of his organizational memberships. He stated he had never been compensated for his positions at THE COMMITTEE ON JUDICIAL

Investigation on 07/19/2006 at New York, New YorkFile # 161B-HQ-1529549Date dictated 07/19/2006by SA [REDACTED] 874b6
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161B-HQ-1529549

Continuation of FD-302 of GERALD WALPIN, On 07/19/2006, Page 2

CONDUCT, 157 Church Street, New Haven, CT 07510, telephone number (203) 773-2181, THE AMERICAN BAR ASSOCIATION, 740 15th Street, N.W., Washington, DC 20005-1019, telephone number (202) 662-1000, THE FEDERALIST SOCIETY, BOARD OF VISITORS, 1015 18th Street, NW, Suite 425, Washington DC 20036, telephone number (202) 822-8138, THE CENTER FOR INDIVIDUAL RIGHTS, 1233 20th Street, NW, Suite 300, Washington, DC 20036, telephone number (202) 833-8400, THE UNIVERSITY CLUB, 1 West 54th Street, New York, New York 10017, telephone number (212) 247-2100, THE FEDERAL BAR COUNCIL, 370 Lexington Avenue, Suite 1012, New York, New York, 10017, telephone number (212) 883-1777, or the ANTI-DEFAMATION LEAGUE, 823 United Nations Plaza, New York, New York 10022, telephone number (212) 885-7700. The candidate stated his current firm KATTEN MUCHIN ROSENMAN LLP, performed work for THE PARKER JEWISH INSTITUTE FOR HEALTH CARE AND REHABILITATION, 271-11 76th Avenue, New Hyde Park, New York 11040, telephone number (718) 289-2110, but that he was not compensated in any way for any advice given to the organization.

The candidate was asked for dates concerning his membership at THE FEDERALIST SOCIETY and THE CENTER FOR INDIVIDUAL RIGHTS. He stated he was a member of the THE FEDERALIST SOCIETY since 1992 and a member of the BOARD OF VISITORS of THE FEDERALIST SOCIETY from 1999 to the present. He stated he was the Director for THE CENTER FOR INDIVIDUAL RIGHTS from October 1997 to the present.

The candidate was asked if he had been licensed in a profession. He stated he had been licensed in the legal profession and admitted as a member of the bar in the state of New York, in December of 1955 and was currently in an active status. He stated there were no suspensions or other pertinent information as to his legal license or bar information.

The candidate was asked if he had ever had any professional complaints or non-judicial actions filed against him. The candidate stated that he had one complaint filed against him with the Grievance Committee of the First Department in New York, New York in 1962 or 1963. The complaint was filed by the office of ROY COHN, most likely by his partner, [REDACTED] but the candidate was not sure of the specific person who filed it. There was an investigation under way on ROY COHN for obstruction of justice and perjury. A mail cover was placed on COHN's mail by the candidate's office and the FEDERAL BUREAU OF INVESTIGATION. COHN's office then filed the complaint against the candidate stating it was unlawful

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161B-HQ-1529549

Continuation of FD-302 of GERALD WALPIN, On 07/19/2006, Page 3

to place a mail cover on a lawyer. The BAR ASSOCIATION reviewed the case, found it was without merit, and dismissed the case.

The candidate stated that from 1965 to 1984 he lived at 40 Beverly Road, Greatneck, New York, from 1960 to 1965 he lived at 30 Brookpath, Plainview, New York, from 1957 to 1960 he lived in Buzancais, France while he served in the United States Air Force, and from 1946 to 1957 he lived at 1726 Davidson Avenue, Bronx, New York. The candidate stated that he did not have contacts any longer with anyone who knew him at the aforementioned addresses.

Under the education portion of his SF-86, the candidate added that he attended THE CITY COLLEGE OF THE CITY UNIVERSITY OF NEW YORK, Convent Avenue, New York, New York, from 1948 to 1952 and earned a Bachelor of Arts in 1952. [REDACTED] knew him while he was a student.

The candidate added the following changes to his employment section on his SF-86: From 04/60 to 04/65 he worked at the UNITED STATES ATTORNEY'S OFFICE SOUTHERN DISTRICT OF NEW YORK an Assistant U.S. Attorney, from 01/60 to 04/60 he was unemployed in New York, from 01/57 to 01/60 he worked for the UNITED STATES AIR FORCE, as a First Lieutenant, in the Judge Advocate's Corps at the Chateauroux Air Force Base, in Chateauroux, France. His supervisor was Lieutenant Colonel [REDACTED] From 08/56 to 01/57 he worked for the United States Courts as a Law Secretary to Honorable F.vP. BRYAN. There were no other changes to his employment section.

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The candidate advised that his responses to the above questions were true and correct to the best of his knowledge and recollection.

161B-HQ-1529549
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OFFICIAL PERSONNEL FILE

Katten Muchin Rosenman LLP
575 Madison Avenue
New York, New York 10022
April 1965 - Present

The following investigation was conducted by Special Agent [REDACTED]
[REDACTED] regarding the candidate GERALD WALPIN.

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On July 11, 2006, [REDACTED]
[REDACTED] KATTEN MUCHIN ROSENMAN LLP, 575 Madison Avenue,
New York, New York, telephone number (212)940-7100, was
interviewed telephonically. After being advised of the identity
of the interviewing agent and the purpose of the interview,
MURRAY provided the following information:

On July 18, 2006, [REDACTED] faxed the candidate's
personnel file. The name as it appears in the candidate's folder
was GERALD WALPIN. The candidate worked at KATTEN MUCHIN
ROSENMAN LLP from March 1965 to January 2002 as a Partner and
then from January 2002 to present as a Retired Partner.

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The candidate's beginning salary was \$18,000 and was
currently \$80,000 per year. There were no awards received
included. There were no performance evaluations included.

[REDACTED] was informed of the appropriate provisions of
the Privacy Act and verbally waived her right to confidentiality.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN FBIHQ	DATE 07/14/2006	INVESTIGATIVE PERIOD 06/16/2006 - 07/14/2006
TITLE OF CASE GERALD WALPIN		REPORT MADE BY SA 	TYPED BY bmh
		CHARACTER OF CASE LEVEL II - PAS	

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b7CREFERENCE:

161B-HQ-1529549


ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act of 1974 and no promises of confidentiality were granted.

One lead set to New Haven Field Office and Washington Field Office in order to locate and interview association references, and additional residence neighbors based on information obtained from the candidate's personal security interview.

NEW YORK OFFICE:

All leads covered.

APPROVED <i>y</i>	SPECIAL AGENT IN CHARGE <i>n</i>	DO NOT WRITE IN SPACES BELOW																								
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA

Date:

07/14/2006

Office: New York

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Case ID #:

161B-HQ-1529549

Title:

GERALD WALPIN

Character:

LEVEL II - PAS

Synopsis:

One personal security interview conducted with candidate. Three neighbors interviewed and recommended. One listed supervisor interviewed and recommended. Two co-workers interviewed and recommended. Two references and two developed references interviewed and recommended. Four clients interviewed and recommended. Four associations verified. The interviewees did not believe there was anything which would disqualify the candidate for the position or access to classified information.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 06/29/2006

GERALD WALPIN, date of birth September 1, 1931, social security account number 051-26-0359 [REDACTED] telephone number [REDACTED] employed as counsel for Katten Muchin Rosenman LLP, 575 Madison Avenue, New York, New York 10022, business telephone number (212) 940-7100, was advised of the identity of the interviewing agent and the purpose of the interview. WALPIN, hereinafter "candidate," is being considered for the position of Inspector General, Corporation for National and Community Service, and the purpose of the interview was to ensure that complete, accurate and current information was obtained from the employee concerning suitability and security issues.

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The candidate was advised that concealed matters in a person's life could be the basis for coercion, attempted pressure or influence; that candor and forthrightness during the investigation process are significant factors in consideration for access to classified information; and that lack of candor may disqualify him from being granted a security clearance. The candidate was further advised that the interview was being conducted at the request of the White House, and that the scope of the background investigation would be from his eighteenth birthday through the present with the exception of counseling which would cover the last 15 years. The candidate thereafter provided the following information:

The candidate was shown a copy of the Questionnaire for National Security Positions (SF-86), dated June 16, 2006, which the candidate had completed and signed. Each of the candidate's answers were reviewed with the candidate to ensure its accuracy and completeness. With the sole exception of the corrections and updates listed below, the candidate advised that the written responses to all questions on the SF-86 were complete and accurate to the best of his knowledge and recollection.

The candidate advised that he has never used or been known by any names or aliases other than listed on his SF-86. He stated had not ever been a citizen of a foreign country, nor ever had dual citizenship. He did not have an expired or current foreign passport. The candidate possessed a United States passport, issued in October 12, 2005.

Investigation on 06/27/2006 at New York, New YorkFile # 161B-HQ-1529549Date dictated 06/29/2006by SA [REDACTED] *fu*b6
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Continuation of FD-302 of GERALD WALPIN, On 06/29/2006, Page 2

The candidate advised the information on the SF-86 "Where you went to school" section was correct. He stated that there was never any disciplinary action taken against him while he was in school and was never dismissed or suspended from school for academic reasons.

The candidate stated that he had never been fired from a job, never quit a job after being told he would be fired, and never left a job by mutual agreement following allegations of misconduct/unsatisfactory performance or other reasons under unfavorable circumstances. He had never been denied employment with any federal government employment, never been the subject of any disciplinary action, and had never failed a polygraph in connection with any employment or employment offer. He also updated his SF-86 contact information on his current supervisor [redacted] telephone number [redacted], 575 Madison Avenue, New York, New York 10022.

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The candidate stated that he participated in several clubs, associations, civic, associations, and social groups. THE COMMITTEE ON JUDICIAL CONDUCT, 157 Church Street, New Haven, CT 07510, telephone number (203) 773-2181, contact Judge [redacted] THE AMERICAN BAR ASSOCIATION, 740 15th Street, N.W., Washington, DC 20005-1019, telephone number (202) 662-1000, contact, THE FEDERALIST SOCIETY, BOARD OF VISITORS, 1015 18th Street, NW, Suite 425, Washington DC 20036, telephone number (202) 822-8138, contact [redacted] THE CENTER FOR INDIVIDUAL RIGHTS, 1233 20th Street, NW, Suite 300, Washington, DC 20036, telephone number (202) 833-8400, contact [redacted] THE PARKER JEWISH INSTITUTE FOR HEALTH CARE AND REHABILITATION, 271-11 76th Avenue, New Hyde Park, New York 11040, telephone number (718) 289-2110, contact [redacted] THE UNIVERSITY CLUB, 1 West 54th Street, New York, New York 10017, telephone number (212) 247-2100, contact [redacted] THE FEDERAL BAR COUNCIL, 370 Lexington Avenue, Suite 1012, New York, New York, 10017, telephone number (212) 883-1777, contact [redacted] and the ANTI-DEFAMATION LEAGUE, 823 United Nations Plaza, New York, New York 10022, telephone number (212) 885-7700, contact [redacted] The candidate advised that he maintained membership in THE UNIVERSITY CLUB and that they restricted membership based on gender. All the rest of his organizations did not restrict membership based on race, sex, color, national origin, etc.

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Continuation of FD-302 of GERALD WALPIN, On 06/29/2006, Page 3

The candidate stated all of his immediate family was citizens of the United States. He stated he had one associate who resided outside the United States. [REDACTED]

[REDACTED] telephone number [REDACTED]. He was a former associate at his firm who moved from the United States approximately 15 years ago to practice law in [REDACTED]. He was [REDACTED] years old, and has dual citizenship. They did not have frequent contact but they kept in touch over the phone or by email. Every couple of years, [REDACTED] visited the candidate and the United States. [REDACTED] had a legal practice and was council in a company which [REDACTED].

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The candidate stated that he did not have any immediate relatives, or close friends who are not United States citizens. He stated that he had contact with foreign nationals on vacation. He stated there were no continued relationships after the vacations, only people that he met and talked to during vacations.

The candidate stated he had no roommates besides his wife who resided with him for 30 days or more in the last five years. He stated he had a second residence at [REDACTED].

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The candidate advised all military service had been disclosed on his SF-86.

The candidate stated that he did not own any foreign property, business, bank account, investment, or other asset in any foreign countries. He did however disclose that he had some type of investment in a United States owned company currently drilling in Israel, ZION OIL AND GAS, INC.

The candidate stated that he and his family members had never been affiliated with, participated in, or supported any activities of any radical, militant, or terrorist group. He advised he did not have any ties to foreign nationals or individuals residing in a foreign country who have engaged in criminal activity or activities known to be a threat to the interests of the United States or national security. He stated that he had not provided any service, compensated or voluntary, or been employed by a representative of any foreign interest; any foreign, domestic, or international organization or person engaged in the analysis, discussion, or publication of material on

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Continuation of FD-302 of GERALD WALPIN, On 06/29/2006, Page 4

intelligence, defense, foreign affairs, or protected technology, or registered as an agent of a foreign government. The candidate advised that he had no contacts with U.S. and non-U.S. intelligence agencies, or foreign police agencies. He did not anticipate any such contacts in the future. Neither he nor his immediate family ever had any non-official association developed with foreign nationals. He had not been involved in any type of unlawful foreign money exchange or any other type of black market transaction but he did state people had approached him on the street in March 2004 in Cambodia to engage in a black market currency exchange. He declined to participate in the transaction and went about his way.

The candidate stated that over 30 years ago he had done work for a BANK OF HAPDALIM. He believed it was a private bank but it could have been a government bank. He doubted it being a government bank. He was hired to handle issues of improper conduct of executives to which he investigated and gave a report. He was paid over the course of roughly nine months and it included a few meetings in Israel.

He also represented a Greek bank named THE BANK OF KRETE in 1988. He represented the bank for 18 months attempting to recover money which was stolen from the bank. He made two trips to Greece during the case. He stated the bank no longer exists.

He also represented an Israeli bank named THE UNITED MIZRAHI BANK in civil matters in the United States from 1995 to 2004. He represented the bank for 18 months attempting to recover money which was stolen from the bank. He stated the bank no longer exists.

He stated he had also provided services to foreign nationals. Approximately 30 years ago, he represented [redacted] business man who was charged with [redacted]. [redacted] was also charged in [redacted]. He represented [redacted] for three years total. He made three trips to [redacted] during the case. He also represented [redacted] from the [redacted] approximately 25-30 years ago. [redacted] was associated with [redacted] were charged with [redacted] He met with both [redacted]

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Continuation of FD-302 of GERALD WALPIN, On 06/29/2006, Page 5

[redacted] several times while working on the case. He traveled to [redacted] to meet [redacted] during the case.

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The candidate advised that he had not disclosed all of his travel outside the United States on his SF-86, because it only asked for the last seven years. From 1957-1960 while serving in the UNITED STATES AIR FORCE and stationed in France, he visited the following countries for pleasure, Norway, England, Scotland, Germany, Netherlands, Belgium, Luxemburg, Spain, Austria, Morocco, Denmark, and Sweden. In 1971, he and his family took a pleasure trip to Young Island. In 1977, he and his family took a pleasure trip to Russia, Afghanistan, Iran, Turkey, and Greece. In 1980, he and his family took a pleasure trip to China and Taiwan. In the 1980's, he and his family took a pleasure trip to Egypt. In the early 1990's, he and his family took a pleasure trip to Australia and New Guinea. In 1996, he took a business trip for a bar meeting in Nevis, an island in the Carribean. In 1996 he and his family took their most recent pleasure trip to Israel. He stated he had been to Israel at least five times but could not recall the dates. In 2001, he took a business trip for a bar meeting in the Dominican Republic. In 2001, he and his family took a pleasure trip to China and Mongolia. In 2002, he and his family took a pleasure trip to Japan. Also, in 2002 or 2003 he and his family took a pleasure trip to Antarctica. In 2004, he and his family took a pleasure trip to France and England. In June 2006, he and his family took a pleasure trip to Niagra Falls and Toronto, Canada.

The candidate advised that to the best of his knowledge, neither he nor any member of his immediate family had any contact with representatives of any foreign country or intelligence agency while on travel, or have any unusual contacts with foreign nationals, or any other unusual occurrences.

The candidate advised that he has never received any type of psychological or psychiatric treatment or counseling, to include marital counseling.

The candidate stated he had never been involved in any criminal matter as a suspect or subject, nor has he ever committed, been arrested for, charged with or been convicted of any criminal offense. He advised that he believed he had been given two tickets in his lifetime. He could not recall the details but thought he had received the tickets in his early 30's in New York. He was sure he had not received any speeding tickets in his last 20 years.

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Continuation of FD-302 of GERALD WALPIN, On 06/29/2006, Page 6

He had never been involved in business or investment circumstances that could have involved conflict of interest allegations.

The candidate advised that his father MICHAEL WALPIN had been arrested for carrying a suspicious box in the New York subway in the 1950's by the NEW YORK POLICE DEPARTMENT (NYPD). The charges were dropped and his father collected recovery for a bad arrest on the NYPD's account. The candidate's brother BERNARD WALPIN, was also indicted by the Southern District of New York in 1975 for housing fraud. He pled guilty, paid a fine and received probation.

The candidate advised that he had never used illegal drugs, steroids, or abused prescription drugs or over the counter products. The candidate advised that he had never been involved in the sale, production, transfer, shipping or receiving of illegal drugs, including marijuana. The candidate advised that he had abused alcohol as an adolescent but never as an adult. He stated that he consumed one or two glasses of wine most nights. He stated his drinking habits had never caused any problems at work, outside of work, and that he had never been treated for alcohol abuse or told he needed to cut back on his consumption.

The candidate stated that he was not aware that a credit report would be run on him as part of the investigation but stated "That's OK, though". The candidate advised that he has never had any financial problems or delinquent bills which resulted in, but were not limited to, property being repossessed, debts placed for collection, tax delinquency, delinquent student loans and filing for bankruptcy, nor had he ever been the subject of a tax lien or legal judgment concerning a debt. He was current on all taxes and had never made back payments concerning the same. He did state that he was currently in a dispute concerning medical bills with the Sharron Hospital in Sharron, CT. It concerns \$300.00 from the summer of 2005. The hospital keeps sending the bill and the candidate refuses to pay because his wife did not receive the proper treatment when she went to the emergency room.

The candidate advised that he had been involved in two civil matters as plaintiffs both times. In 1984, he sued a construction company in the New York State Supreme Court for construction work done to his apartment which was sub-standard. He did not recall the name of the construction company. In 2000, he and four others brought a lawsuit against the New York Bar

161B-HQ-1529549

Continuation of FD-302 of GERALD WALPIN, On 06/29/2006, Page 7

Association in the New York State Supreme Court for going outside its powers when it announced its opposition to a Supreme Court Justice. [REDACTED] at [REDACTED]

[REDACTED] was one of the other four plaintiffs.

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The candidate advised that he had never been involved in activities that might be construed as subversive, violent or terrorist in nature. He stated he did not have any obligations or connections to a foreign person, group, business or country. He does not maintain regular contact with foreign nationals through e-mail, chat-rooms, telephone, postal mail, or any other method. Neither him or his immediate family had ever committed or attempted to commit, aided or abetted any act of sabotage, espionage, treason or sedition against the United States. Neither him nor his immediate family ever publicly or privately advocated the overthrow of the United States Government by unconstitutional means, or ever knowingly established an association with individuals whom he had reason to believe might have been suspected of espionage or sabotage or with representatives of foreign nations, interest groups, terrorist organizations or militia groups whom he reason to believe might be hostile to the interests of the United States Government.

When asked if there are any circumstances in his personal life that could be used to coerce or unduly influence him, the candidate responded with none. He stated there was nothing in his background or conduct which could raise questions about his trustworthiness or reliability. He was not aware of any personal conduct, now or in the past, which would cause unfavorable notoriety or embarrassment to the Federal Government.

The candidate advised that his responses to the above questions were true and correct to the best of his knowledge and recollection. He advised that he was unaware of anything that could prevent him from receiving clearance to classified material.

NEIGHBORHOOD

[REDACTED]
June 1984 - Present

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The following investigation was conducted by Special Agent [REDACTED] concerning the candidate GERALD WALPIN:

On July 6, 2006, [REDACTED] date of birth [REDACTED] [REDACTED] was interviewed at his residence, [REDACTED] [REDACTED] home telephone number [REDACTED] served as [REDACTED] for his apartment building. After being advised of the identity of the interviewing agent and the nature of the interview, [REDACTED] provided the following information:

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[REDACTED] had known the candidate for 15 years, when the candidate first moved into the building. He had a distant, professional relationship with the candidate. They often exchanged in greetings with each other while coming to or going from the building. He had been to the candidate's residence one time and verified that the candidate lived at home with his wife.

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[REDACTED] described the candidate's character as discreet, dependable, trustworthy, and reliable and added that the candidate had never had any problems paying the rent on time. He had never had any reason to question the candidate's character, associates, reputation, or loyalty to the United States Government. He was a lawyer as well, and knew the candidate had a reputation as a tough litigator.

[REDACTED] had no reason to believe that the candidate had abused alcohol, or illegally used any controlled substance or prescription drugs. He had no reason to believe that the candidate had been involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his own intended profit or that of another. He had no reason to believe that the candidate had ever illegally used a controlled substance while employed as a law enforcement officer, prosecutor, or courtroom official; while possessing a security clearance; or while in a position directly and immediately affecting the public safety.

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[REDACTED] did not believe the candidate harbored any biases or prejudices either for or against any group or individual based on age, sex, race, religion, color, national origin or handicap.

He knew nothing about the candidate that he believed could be used to coerce or influence him in any way or might be used as basis for blackmail or compromise.

[] was not aware of any activity or conduct in the candidate's background which would impact negatively on the candidate's character, reputation, judgment, discretion, trustworthiness, responsibility or loyalty. He advised that the candidate was financially responsible and lived within his financial means.

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[] There was nothing in the candidate's background that [] believed could have a bearing on his suitability for federal employment or access to classified material.

[] recommended the candidate for a position of trust and confidence with the United States Government.

[] was advised of the appropriate provisions of the Privacy Act and verbally waived his right to confidentiality.

NEIGHBORHOOD

[REDACTED]
June 1984 - Present

The following investigation was conducted by Special Agent [REDACTED] concerning the candidate GERALD WALPIN:

On July 6, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of work, [REDACTED]. After being advised of the identity of the interviewing agent and the nature of the interview, [REDACTED] provided the following information:

[REDACTED] had known the candidate since January of 1988, when he first began working in the building [REDACTED]. His relationship with the candidate was professional in nature. He saw the candidate at least twice per day when the candidate departed from or arrived at the building. He had been to the candidate's residence one time [REDACTED] and verified that the candidate lived at home with his wife.

[REDACTED] described the candidate as a very good man and a very nice guy whom you could trust. He stated he was honest, discreet, dependable, trustworthy, and reliable. He had never had any reason to question the candidate's character, associates, reputation, or loyalty to the United States Government.

[REDACTED] had no reason to believe that the candidate had abused alcohol, or illegally used any controlled substance or prescription drugs. He had no reason to believe that the candidate had been involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his own intended profit or that of another. He had no reason to believe that the candidate had ever illegally used a controlled substance while employed as a law enforcement officer, prosecutor, or courtroom official; while possessing a security clearance; or while in a position directly and immediately affecting the public safety.

[REDACTED] did not believe the candidate harbored any biases or prejudices either for or against any group or individual based on age, sex, race, religion, color, national origin or handicap. He knew of nothing about the candidate that he believed could be used to coerce or influence him in any way

or might be used as basis for blackmail or compromise.

[] was not aware of any activity or conduct in the candidate's background which would impact negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility or loyalty. He believed the candidate was financially responsible and lived within his financial means.

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There was nothing in the candidate's background that [] believed could have any bearing on his suitability for the position or access to classified material.

[] recommended the candidate for a position of trust and confidence with the United States Government.

[] was advised of the appropriate provisions of the Privacy Act and verbally waived his right to confidentiality.

NEIGHBORHOOD

[REDACTED]
June 1984 to Present

The following investigation was conducted by Special Agent [REDACTED] concerning the candidate GERALD WALPIN:

On July 6, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of employment [REDACTED] [REDACTED] telephone number [REDACTED] After being advised of the identity of the interviewing agent and the nature of the interview, [REDACTED] provided the following information:

[REDACTED] stated that he had known the candidate for 44 years. They had worked together [REDACTED]

[REDACTED] He explained that he was a close personal friend of the candidate and maintained a social, personal, and professional relationship with him. He normally met with the candidate once per month and was able to verify that the candidate lived with his wife at [REDACTED] [REDACTED] which he had visited about once per month.

[REDACTED] described the candidate as a very prominent lawyer who possessed high character and great integrity. The candidate was a leading lawyer whom [REDACTED] recommended for many cases. He had never had any reason to question the candidate's character, associates, reputation, or loyalty to the United States Government.

[REDACTED] had no reason to believe that the candidate had abused alcohol, or illegally used any controlled substance or prescription drugs. He had no reason to believe that the candidate has been involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his own intended profit or that of another. He had no reason to believe that the candidate had ever illegally used a controlled substance while employed as a law enforcement officer, prosecutor, or courtroom official; while possessing a security clearance; or while in a position directly and immediately affecting the public safety.

[REDACTED] did not believe the candidate harbored any biases or prejudices either for or against any group or individual based on age, sex, race, religion, color, national

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origin or handicap. He knew of nothing about the candidate that he believed could be used to coerce or influence him in any way or that could be used as basis for blackmail or compromise.

[] was not aware of any activity or conduct in the candidate's background which would impact negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility or loyalty. He believed the candidate was financially responsible and lived within his financial means.

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There was nothing in the candidate's background that [] believed could have a bearing on his suitability for the position or access to classified material.

[] recommended the candidate for a position of trust and confidence with the United States Government.

[] was advised of the appropriate provisions of the Privacy Act and verbally waived his right to confidentiality.

EMPLOYMENT-COWORKER

Katten Muchin Rosenman LLP
575 Madison Avenue, 20th Floor
New York, New York, 10022
April 1965 to Present

The following investigation was conducted by Special Agent (SA) [] regarding the candidate GERALD WALPIN:

On July 11, 2006, [] date of birth [] was interviewed at his place of work 575 Madison Avenue, 20th Floor, New York, New York 10022, []. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [] provided the following information:

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[] was the candidate's [] when he interviewed for and was hired by the KATTEN MUCHIN ROSEMAN LLP firm on February 1, 1985. He formed an opinion about the candidate based on their working relationship together since that time.

[] advised that he had a professional relationship with the candidate during his employment at the firm. They attended large social events for each other such as weddings but were not close friends. He frequently had contact with the candidate around the office at least a few times a week. He had visited the candidate's residence once in Manhattan about 15 years ago.

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[] described the candidate as being a very strong leader who served as the chairman for both the litigation department and the firm. He stated the candidate took on many different responsibilities simultaneously to include chairmen of the firm with management and administrative tasks, lateral hiring, and many other broad responsibilities. He stated the candidate was able to work under pressure, handle stress accordingly, and meet deadlines. He also stated the candidate was mature and emotionally stable. He stated as far as oral and written communication skills were concerned, the candidate was superior and absolutely excellent.

[] advised that the candidate worked well with others. He stated the candidate had never been the subject of any disciplinary action, complaints, or adverse action. He described the candidate as stirring, honest, someone who possessed integrity, and the only person he put one hundred

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percent trust and confidence in. He had never been given any reason to question the candidate's character.

[] had never been given any reason to question the candidate's associates, or the groups he belonged to, nor the candidate's reputation either personal or professional. He had never been given any reason to question the candidate's loyalty to the United States Government.

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[] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[] had never been given any reason to believe that the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

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EMPLOYMENT-COWORKER

Katten Muchin Rosenman LLP
575 Madison Avenue, 20th Floor
New York, New York, 10022
April 1965 to Present

The following investigation was conducted by Special Agent (SA) [REDACTED] regarding the candidate GERALD WALPIN:

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On July 11, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of work 575 Madison Avenue, 20th Floor, New York, New York 10022, [REDACTED]. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

[REDACTED] at the KATTEN MUCHIN ROSEMAN LLP firm until January 2005 when he became [REDACTED]. He met the candidate in 1965 when the candidate was hired into the firm as a senior associate. [REDACTED] was already working there as a young associate. He formed an opinion about the candidate based on their working relationship together since that time.

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[REDACTED] advised that he had a professional relationship with the candidate. They also had a social relationship as they attended large social events for each other such as weddings and had lunch together every couple of weeks. Over the years, he and the candidate worked on three or four cases together where they had daily contact. He had visited the candidate's residence on [REDACTED] about two years ago.

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[REDACTED] described the candidate as being a terrific leader as the head of the litigation department in 1985, and the head of the firm from the mid to late 1980's. He was a very ethical leader who listened to problems, acted firm once his mind was made, and he stood up for what was right regardless of the consequences. He stated the candidate was able to work under pressure, handle stress accordingly, and met deadlines. The candidate worked ten to twelve hour days, seven days a week for pre-trial preparation and always did more than his fair share of the leg work. He also stated the candidate was mature and emotionally stable. He stated the candidate, more than any other lawyer in firm, wrote legal publication articles to voice issues and to get the firm's name in the public eye. He became the best-known lawyer from the firm throughout the country. He stated as far as oral and written communication skills were

concerned, he was an effective and articulate litigator, and the best brief writer in the firm.

[] advised that the candidate worked well with others. He stated the candidate had never been the subject of any disciplinary action, complaints, or adverse action. He had never been given any reason to question the candidate's character.

[] had never been given any reason to question the candidate's associates, or the groups he belonged to, nor the candidate's reputation either personal or professional. He had never been given any reason to question the candidate's loyalty to the United States Government.

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[] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[] had never been given any reason to believe that the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

EMPLOYMENT-SUPERVISOR

Katten Muchin Rosenman LLP
575 Madison Avenue, 20th Floor
New York, New York, 10022
April 1965 to Present

The following investigation was conducted by Special Agent (SA) [REDACTED] regarding the candidate GERALD WALPIN:

On June 27, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of work 575 Madison Avenue, 20th Floor, New York, New York 10022, [REDACTED]. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

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[REDACTED] was the candidate's [REDACTED] for eight years when he became [REDACTED] for the New York firm. He formed an opinion about the candidate based on their working relationship together since March 15, 1982 when [REDACTED] came to the firm. As a retired partner of the firm, the candidate's had no definite responsibilities but he decided his own caseload and still worked prominent cases and introduced them to the firm.

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[REDACTED] advised that he had a professional relationship with the candidate during his employment at the firm. He had visited the candidate's residence several times in Manhattan to pay condolences but never to the candidate's other residence in Kent, Connecticut. He frequently had contact with the candidate to talk about matters at the firm. He described the candidate as someone one never allowed politics to get in the way, and who knew the difference between what was best for himself and what was best for the firm. He also described him as a great, amazing, dedicated, highly principled, very responsible, guy. He also stated the candidate was the head of the litigation department for many years and was used to leading and delegating. The candidate attracted high profile cases and litigation to the firm, helped out on the Pro Bono program, and volunteered on the FEDERAL BAR COUNCIL where he helped maintain prestige for the firm.

[REDACTED] advised that the candidate was dependable and reliable in his attendance at work. He stated the candidate was amenable to supervision, instruction, and correction. He stated the candidate was able to work under pressure, handled stress accordingly, and met deadlines, even giving up vacations

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to do so. He stated that the candidate required no supervision, based on his ability to know what was in his realm and what he needed to ask about. He also stated the candidate was mature and emotionally stable. He stated as far as oral and written communication skills were concerned, he was spectacular and wrote beautifully.

[] advised that the candidate worked well with others. He stated the candidate had never been the subject of any disciplinary action, complaints, or adverse action, as long as he had been his supervisor. He had never been given any reason to question the candidate's character.

[] had never been given any reason to question the candidate's associates, or the groups he belonged to, nor the candidate's reputation either personal or professional. He had never been given any reason to question the candidate's loyalty to the United States Government.

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[] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[] had never been given any reason to believe that the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

REFERENCE

[REDACTED]

The following investigation was conducted by Special Agent [REDACTED] concerning the candidate GERALD WALPIN:

On July 6, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of employment [REDACTED] [REDACTED], telephone number [REDACTED]. After being advised of the identity of the interviewing agent and the nature of the interview, [REDACTED] provided the following information:

[REDACTED] had known the candidate for 44 years. They had worked together in the US Attorney's office in the Southern District of New York (SDNY). He explained that he was a close personal friend of the candidate and maintained a social, personal, and professional relationship with him. He normally met with the candidate once per month. He was able to verify that the candidate lived with his wife at [REDACTED] [REDACTED] which he visited about once per month.

[REDACTED] advised that the candidate had traveled extensively all over the world to include countries in Asia, Europe, and South America. He had personally traveled with the candidate to the Galapagos Islands and the Caribbean on a number of occasions. Many of these trips occurred as part of the candidate's duties as the president of the FEDERAL BAR COUNSEL.

[REDACTED] described the candidate as a very prominent lawyer who possessed high character and great integrity. The candidate was a leading lawyer whom [REDACTED] recommended for many cases. He had never had any reason to question the candidate's character, associates, reputation, or loyalty to the United States Government.

[REDACTED] had no reason to believe that the candidate had abused alcohol, or illegally used any controlled substance or prescription drugs. He had no reason to believe that the candidate has been involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his own intended profit or that of another. He had no reason to believe that the candidate had ever illegally used a controlled substance while employed as a law enforcement officer,

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prosecutor, or courtroom official; while possessing a security clearance; or while in a position directly and immediately affecting the public safety.

[] did not believe the candidate harbored any biases or prejudices either for or against any group or individual based on age, sex, race, religion, color, national origin or handicap. He knew of nothing about the candidate that he believed could be used to coerce or influence him in any way or that could be used as basis for blackmail or compromise.

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[] was not aware of any activity or conduct in the candidate's background which would impact negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility or loyalty. He believed the candidate to be financially responsible and lived within his financial means.

[] There was nothing in the candidate's background that [] believed could have a bearing on his suitability for the position or access to classified material.

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[] recommended the candidate for a position of trust and confidence with the United States Government.

[] was advised of the appropriate provisions of the Privacy Act and verbally waived his right to confidentiality.

REFERENCE

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[REDACTED]

The following investigation was conducted by Special Agent [REDACTED] regarding the candidate GERALD WALPIN:

On July 7, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of employment, [REDACTED]

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[REDACTED] telephone number [REDACTED] After being advised of the identity of the interviewing Agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

[REDACTED] advised that he had known the candidate for approximately 15 years, and met when they were both members of the FEDERAL BAR COUNCIL. [REDACTED] stated that he and the candidate had a professional and personal relationship. He advised that he and his wife socialized with the candidate and his wife often; the last time they met was late last week. He added that they had a lot of mutual friends.

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[REDACTED] had never had any cases with the candidate, but they had often discussed cases and legal matters. [REDACTED] advised that he had visited the candidate's country residence and his residence in the vicinity of [REDACTED] [REDACTED] advised that to his knowledge, the candidate made trips to Brazil, Antarctica, and France. He was unaware of any other travel or contacts by the candidate.

[REDACTED] stated that with regard to the candidate's character, the candidate was an "upstanding gentleman," a prominent lawyer, and a top-notch gentlemen. [REDACTED] advised that he had never been given any reason to question the candidate's character, or that of any associates and groups he belonged to. He advised that another close associate of the candidate was [REDACTED] who also served in the SDNY. [REDACTED] advised that he had never questioned the candidate's reputation or his loyalty to the United States Government. [REDACTED] stated that he had the highest reputation. He advised that the candidate did pro bono legal work during his free time.

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[] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He also did not believe the candidate was involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit; or that the candidate would have been involved in such matters while employed as a law enforcement officer, prosecutor, or courtroom official; while possessing a security clearance; or while in a position directly and immediately affecting the public safety.

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[] had no reason to believe the candidate had any prejudices either for or against any person or group for any reason. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character. He also advised that he was not aware of any activity or conduct in the candidate's background that would impact negatively on the candidate's reputation, judgement, discretion, trustworthiness, responsibility or loyalty.

[] advised that he believed the candidate to be financially responsible and lived within his means. He stated that he was not "ostentatious."

[] stated that there was nothing about the candidate that would be pertinent to the candidate's suitability for access to classified information. He advised that the candidate had been a prosecutor in the SDNY and had displayed responsibility and discretion in sensitive matters.

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[] advised that he would recommend the candidate for a position of trust and confidence with the United States Government.

REFERENCE



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The following investigation was conducted by Special Agent [redacted] concerning the candidate GERALD WALPIN:

On July 8, 2006, the Honorable [redacted] date of birth [redacted] was interviewed [redacted]

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[redacted] telephone number [redacted]. After being advised of the identity of the interviewing agent and the nature of the interview, [redacted] provided the following information:

[redacted] had known the candidate since he became a federal judge, seven and a half years ago. He met the candidate through work and had since established a social and personal relationship with him. He had been to the candidate's home for dinner and had contact with the candidate frequently.

[redacted] had been on trips with the candidate and his wife, most recently to Peru. He advised that the candidate traveled extensively all over the world, including Antarctica.

He described the candidate as a rock solid citizen who was liked by everyone regardless of political philosophy or personal views. The candidate had the best reputation, was very patriotic, and a great friend. He had never had any reason to question the candidate's character, associates, reputation, or loyalty to the United States Government.

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[redacted] had no reason to believe that the candidate had abused alcohol, or illegally used any controlled substance or prescription drugs. He had no reason to believe that the candidate has been involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his own intended profit or that of another. He had no reason to believe that the candidate has ever illegally used a controlled substance while employed as a law enforcement officer, prosecutor, or courtroom official; while possessing a security clearance; or while in a position directly and immediately affecting the public safety.

[] did not believe the candidate to harbor any biases or prejudices either for or against any group or individual based on age, sex, race, religion, color, national origin or handicap. He knew of nothing about the candidate that he believed could be used to coerce or influence him in any way or might be used as basis for blackmail or compromise.

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[] was not aware of any activity or conduct in the candidate's background which would impact negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility or loyalty. He believed the candidate was financially responsible and lived within his financial means.

[] There was nothing in the candidate's background that [] believed could have any bearing on his suitability for the position or access to classified material.

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[] recommended the candidate for a position of trust and confidence with the United States Government.

[] was advised of the appropriate provisions of the Privacy Act and verbally waived his right to confidentiality.

REFERENCE



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The following investigation was conducted by Special Agent (SA) [redacted] regarding the candidate GERALD WALPIN:

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On July 11, 2006, [redacted] date of birth [redacted] was interviewed telephonically at his home, [redacted] After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [redacted] provided the following information:

[redacted] advised that he had known the candidate since 1968. [redacted] was the candidate's Rabbi and had since become very close with the candidate and his family. He had contact with the candidate every couple of weeks. He stated that he had visited the candidate's residence at [redacted] often and had last visited three months ago. He advised that he was not aware of the candidate having any foreign travel or contact.

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[redacted] described the candidate as a bright, loyal, giving, and an all around outstanding citizen, having integrity, dignity, honor.

[redacted] advised that he had never been given any reason to question the candidate's character, his associates, the groups he belonged to, his reputation, or his loyalty to the United States Government.

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[redacted] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. [redacted] also did not believe the candidate was involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[redacted] advised that he had no reason to believe the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. [redacted] did not know of any activity or conduct on the part of the candidate that

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could be used to coerce or influence the candidate in any way, or that might be used as the basis for blackmail or compromise. He was not aware of any activity or conduct in the candidate's background which would impact negatively on his character, reputation, judgement, discretion, trustworthiness, responsibility or loyalty.

[] advised that he believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing about the candidate that was pertinent to his suitability for access to classified information. [] further advised that he would recommend the candidate for a position of trust and confidence in the United States Government.

ORGANIZATIONAL MEMBERSHIP

Federal Bar Council
370 Lexington Avenue
New York, New York 10017
1990 to Present

The following investigation was conducted by Special Agent [] regarding the candidate GERALD WALPIN:

On July 7, 2006, [] date of birth []
[] THE FEDERAL BAR COUNCIL, 370
Lexington Avenue, New York, New York 10017, [] was
interviewed telephonically. After being advised of the identity
of the interviewing agent and the nature of the interview,
[] provided information concerning the candidate based on
personal interaction with the candidate.

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[] stated the candidate had been a member of THE
FEDERAL BAR COUNCIL from January 1990 to present. She stated the
database reflected 1990 but she knew he had been a member much
longer. She stated they switched databases several times.

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[] stated the overall purpose of the organization
was to foster relations between judges and lawyers in the
Southern District of New York (SDNY). It also provided legal
education programs for lawyers, judges, and clerks of the SDNY.

The candidate was President of the organization from
2002 to 2004 and was now serving in a President Emeritus
position. The candidate did not receive any compensation for his
services and was strictly a volunteer. He had no formal
responsibility and served in an honorary position. He
periodically chaired various committees for the organization.
The candidate was not considered to be in a policy making
position.

[] stated THE FEDERAL BAR COUNCIL did not harbor
any biases or prejudices, either for or against, any group or
individual, based on age, sex, race, religion, color, national
origin or handicap.

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[] described the candidate as a great man and
recommended him for a position of trust and confidence with the
government.

ORGANIZATIONAL MEMBERSHIP

The Anti-Defamation League
823 United Nations Plaza
New York, New York, 10017
1983 to Present

The following investigation was conducted by Special Agent [] regarding the candidate GERALD WALPIN:

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On July 7, 2006, [] date of birth [] employed by THE ANTI-DEFAMATION LEAGUE (ADL), 823 United Nations Plaza, New York, New York 10017, work telephone number [] was interviewed telephonically. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [] provided the following information:

[] advised that he met the candidate 30 years ago when [] was a legal student working at the candidate's law firm. He described his relationship with the candidate as initially professional and the two had a shared interest more recently. He stated that he had not had contact with the candidate recently, only once or twice in the past year. He had never visited the candidate's residence.

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[] advised the ADL was an organization that worked to combat bigotry and anti-Semitism. The ADL did not discriminate based on sex, race, color, religion, or national origin. The ADL was strictly a volunteer organization, and anyone was allowed to volunteer. He advised that the candidate had held the position of co-chair of the New York Lawyers Division of the ADL. This was not a policy making position; however, the candidate was responsible for reviewing policy and making recommendations. The candidate handled legal issues centered around discrimination, freedom of speech, and freedom of religion. He also advised that the candidate had never been compensated in anyway by the ADL. The candidate had been affiliated with the ADL since 1983.

[] stated that the candidate had an outstanding reputation. He advised that the candidate had the ability to work well with others, and had never been the subject of any disciplinary actions or complaints. He had never been given any reason to question the candidate's character or that of any of his associates. He also advised that he did not question the

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candidate's reputation, either professionally or personally, or his loyalty to the United States Government.

[] advised that he had never known the candidate to abuse alcohol, prescription drugs, or illegally use any other controlled substance. He also did not believe the candidate was involved in the illegal purchase, manufacture, or trafficking of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit.

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[] advised that he had no reason to believe the candidate had any prejudices against any person or group for any reason. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character. He also advised that he was not aware of any activity or conduct in the candidate's background that would impact negatively on his character, reputation, judgement, discretion, trustworthiness, responsibility, or loyalty.

[] advised that the candidate was financially responsible and lived within his means. In reference to the candidate's suitability for access to classified information, he stated that the candidate had, "loyalty to democracy." [] recommended the candidate for a position of trust and confidence in the United States Government.

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ORGANIZATIONAL MEMBERSHIP

The University Club
One West 54th Street
New York, New York, 10019
1978 to Present

The following investigation was conducted by Special Agent [REDACTED] regarding the candidate GERALD WALPIN:

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On July 7, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of employment THE UNIVERSITY CLUB, One West 54th Street, New York, New York 10019, work telephone number [REDACTED]. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

[REDACTED] advised that he met the candidate in 1997 when [REDACTED] started working at THE UNIVERSITY CLUB. [REDACTED] described his relationship with the candidate as both professional and social. He stated that he had contact with the candidate weekly. He had never visited the candidate's residence.

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[REDACTED] stated that THE UNIVERSITY CLUB was a social club for any graduate of an accredited university. The club did not discriminate based on sex, race, color, religion, or national origin. Members had to be a graduate of an accredited university and be invited by members of the club. He advised that the candidate was not in a policy making position and was just a member. The candidate was on the fitness committee, which was responsible for managing the health and fitness facilities at the club. He advised that the candidate was not compensated while on the fitness committee, or in anyway as a member of the club. The candidate had been a member of the club since 1978.

[REDACTED] stated that the candidate had an outstanding reputation among the members of THE UNIVERSITY CLUB. He had never been given any reason to question the candidate's character or that of any of his associates. He advised he had no reason to question the candidate's reputation, either professionally or personally, or his loyalty to the United States Government.

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[REDACTED] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He also did not believe the candidate was involved in the illegal purchase, manufacture, or trafficking of

any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit.

[] advised that he had no reason to believe the candidate had any prejudices against any person or group for any reason. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character. He also advised that he was not aware of any activity or conduct in the candidate's background that would impact negatively on his character, reputation, judgement, discretion, trustworthiness, responsibility, or loyalty.

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[] advised that the candidate was financially responsible and lived within his means. In reference to the candidate's suitability for access to classified information, he stated that the candidate was trustworthy and smart. [] recommended the candidate for a position of trust and confidence in the United States Government.

161B-HQ-1529549
BMH:bmh *BQ*

1

ORGANIZATIONAL MEMBERSHIP

Parker Jewish Institute for Health Care and Rehabilitation
271-11 76th Avenue
New Hyde Park, New York 10452
January 1979 to Present

The following investigation was conducted by Special Agent [REDACTED] regarding the candidate GERALD WALPIN:

On July 6, 2006, [REDACTED] date of birth [REDACTED] THE PARKER JEWISH INSTITUTE FOR HEALTH CARE AND REHABILITATION, at 271-11 76th Avenue, New Hyde Park, New York 10452, [REDACTED] was interviewed telephonically. After being advised of the identity of the interviewing agent and the nature of the interview, [REDACTED] provided information concerning the candidate based on personal interaction with the candidate.

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[REDACTED] stated that THE PARKER JEWISH INSTITUTE FOR HEALTH CARE AND REHABILITATION was a nursing home organization involved with providing quality health care for adults. He stated the candidate had been a trustee on the Board of Trustees for THE PARKER JEWISH INSTITUTE FOR HEALTH CARE AND REHABILITATION from January 1979 to present. The candidate did not receive any compensation for his services and was strictly a volunteer. His responsibilities were to attend the board meetings and provide oversight and he was overall responsible for the welfare of the organization. The board was a policy making entity and the candidate was considered to be in a policy making position.

[REDACTED] stated THE PARKER JEWISH INSTITUTE FOR HEALTH CARE AND REHABILITATION did not harbor any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap.

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[REDACTED] stated the candidate contributed a tremendous amount of guidance and described him as a great man. [REDACTED] recommended the candidate for a position of trust and confidence with the United States government.

CLIENT

Cardiovascular Research Foundation
55 East 59th Street, 6th Floor
New York, New York, 10022

The following investigation was conducted by Special Agent (SA) [REDACTED] regarding the candidate GERALD WALPIN:

On July 10, 2006, [REDACTED] date of birth not given, was interviewed at his place of work 55 East 59th Street, 6th Floor, New York, New York, 10022 [REDACTED] After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

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[REDACTED] for the Office of Legal Affairs of the CARDIOVASCULAR RESEARCH FOUNDATION. [REDACTED] had known the candidate since August 2000, when he interviewed with the candidate for his current position. The candidate was serving on their Board of Directors at the time. The candidate represented the company as an outside attorney used primarily for labor and employment issues and he also served on a committee of the Board of Directors. He formed an opinion about the candidate based on their working relationship together.

[REDACTED] advised that he had a professional relationship with the candidate which included business lunches. He had never been inside the candidate's residence but had dropped off papers there several times. He had contact with the candidate on a weekly basis usually over the phone but face to face at times. He stated the candidate had been with the company since 1999. He described the candidate's reputation as that of high moral character, excellence, intelligent, thorough, thoughtful, honest, and beyond reproach. He stated he would use the candidate's services again.

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[REDACTED] had never been given any reason to question the candidate's character. He had never been given any reason to question the candidate's associates, or the groups he belonged to, nor the candidate's reputation either personal or professional. He had never been given any reason to question the candidate's loyalty to the United States Government.

[REDACTED] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking,

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production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[] had never been given any reason to believe the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information and that the candidate was always extremely cautious with sensitive material. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

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CLIENT

Cramer Rosenthal McGlynn, INC.
520 Madison Avenue
New York, New York, 10022

The following investigation was conducted by Special Agent (SA) [] regarding the candidate GERALD WALPIN:

On July 10, 2006, [] date of birth [] was interviewed at his place of work 520 Madison Avenue, New York, New York, 10022 []. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [] provided the following information:

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[] of CRAMER ROSENTHAL MCGLYNN, INC. [] had known the candidate for seven years, when they were introduced by a colleague. The candidate represented the company in answering Security and Exchange Commission questions, recovering losses in a fraud embezzlement case, and in a Florida real estate case. He formed an opinion about the candidate based on their working relationship together.

[] advised that he had a professional relationship with the candidate but considered him a friend. He had never visited the candidate's residence. He had contact with the candidate every three months and weekly if actively working on a case together to talk about both legal and business matters. He described the candidate as calm, bold, proficient, a good listener, someone who possessed solid information, presented himself very well, always prepared his clients, and was professional to all parties. He stated that he was unsure how long the candidate had been in practice but knew was at least since 1973. He stated the candidate was highly regarded in his field. He stated he would use the candidate's services again.

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[] had never been given any reason to question the candidate's character. He had never been given any reason to question the candidate's associates, the groups he belonged to, or the candidate's reputation. He had never been given any reason to question the candidate's loyalty to the United States Government.

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[] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking,

production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[] had never been given any reason to believe that the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information and that the candidate was always extremely cautious with sensitive material. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

161B-HQ-1529549

BMH:bmh *84*

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CLIENT

Waldorf Holding Corporation
50 East Palisades Avenue
Englewood, New Jersey, 07631

The following investigation was conducted by Special Agent (SA) [REDACTED] regarding the candidate GERALD WALPIN:

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On July 10, 2006, [REDACTED] date of birth [REDACTED] was interviewed at his place of work 50 East Palisades Avenue, Englewood, New Jersey 07631, [REDACTED]. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

[REDACTED] of WALDORF HOLDING CORPORATION which mainly dealt with interior demolition. [REDACTED] had known the candidate since 1996, when the company was applying for a garbage hauling licence and needed legal advice and representation for interaction with the TRADE WASTE COMMISSION. He formed an opinion about the candidate based on their working relationship together.

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[REDACTED] advised that he had a professional relationship with the candidate. He had never visited the candidate's residence. He had contact with the candidate about three or four times a week to talk about both legal and business matters. He described the candidate as very serious, focused, very professional, to the point, all business, and as someone who stuck to the issues. He stated that he was unsure how long the candidate had been in practice but knew it had been a long time. He stated the candidate was extremely well respected by his associates, colleagues, and handled himself very well. He stated he still uses the candidate's services for general legal advice.

[REDACTED] had never been given any reason to question the candidate's character. He had never been given any reason to question the candidate's associates, the groups he belonged to, or the candidate's reputation, either personal or professional. He had never been given any reason to question the candidate's loyalty to the United States Government.

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[REDACTED] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking,

production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

[] had never been given any reason to believe that the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

161B-HQ-1529549

BMH:bmh *BM*

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CLIENT

Masons Island LLC
540 Madison Avenue, 25th Floor
New York, New York, 10022

The following investigation was conducted by Special Agent (SA) [REDACTED] regarding the candidate GERALD WALPIN:

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On July 10, 2006, [REDACTED] date of birth [REDACTED] was interviewed telephonically at 540 Madison Avenue, 25th Floor, New York, New York, 10022, [REDACTED]. After being advised of the identity of the interviewing agent, the nature of the interview, and the appropriate provisions of the Privacy Act, [REDACTED] provided the following information:

[REDACTED] of MASONS ISLAND LLC under ROBECO USA, a United States subsidiary of a Dutch company. [REDACTED] had known the candidate for three years, when the candidate was recommended to him by [REDACTED] for legal representation. He formed an opinion about the candidate based on their working relationship together. [REDACTED] stated that the candidate had represented him in a contract dispute and resignation between himself and the CEO when the business changed hands.

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[REDACTED] advised that he had a professional relationship with the candidate. He had never visited the candidate's residence. He had contact with the candidate on and off every month. He described the candidate as fair, affable, direct, to the point, someone who did not get lost in the details, a big picture guy, hard working, not lazy, did not rely on his reputation, a straight shooter, professional, politically astute, and possessed high standards and ethics. He stated that he was unsure how long the candidate had been in practice but knew it had been many years. He stated the candidate was highly regarded and was at the top of his field. He stated he would use the candidate's services again and would definitely recommend him to others.

[REDACTED] had never been given any reason to question the candidate's character. He had never been given any reason to question the candidate's associates, the groups he belonged to, or the candidate's reputation either personal or professional. He had never been given any reason to question the candidate's loyalty to the United States Government.

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[] advised that he had never known the candidate to abuse alcohol or prescription drugs or illegally use any other controlled substance. He did not believe the candidate was involved in the illegal purchase, manufacture, trafficking, production, transfer, shipping, receiving or sale of any narcotic, depressant, stimulant, hallucinogen or cannabis, for his or anyone else's profit, or that the candidate would have been involved in such matters at a time that would have put the public in danger.

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[] had never been given any reason to believe that the candidate harbored any biases or prejudices, either for or against, any group or individual, based on age, sex, race, religion, color, national origin or handicap. He did not know of any conduct that could be used to coerce or blackmail the candidate, or anything that would reflect negatively on his character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. He believed the candidate was financially responsible and lived within his means.

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[] advised that there was nothing pertinent to the candidate's access to classified information. [] stated that he recommended the candidate for a position of trust and confidence in the United States Government.

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/24/2006

To: Administrative Services

Attn: PSS [redacted]

From: Newark

C-13

Contact: Investigative Support Specialist (ISS) [redacted]

Approved By: [redacted]

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Drafted By: [redacted] rmp

Case ID #: 161B-HQ-1529549 -19 (Pending)

Title: GERALD WALPIN
LEVEL II-PAS

Reference: 161B-HQ-1529549 Serial 2

Administrative: All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

There was a reference to the candidate in file number 199A-353 Serial 1787 which was later consolidated into 199-NK-98057. ISS [redacted] tried to review the file but after ISS [redacted] made a diligent search for file number 199-NK-98057 it was not able to be located.

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Indices were negative for the candidate's relatives.

Please be advised Newark received this background investigation for the candidate on July 24, 2006.

All leads covered at Newark.

Details: None.

To: Administrative Services From: Newark
Re: 161B-HQ-1529549, 07/24/2006

LEAD(s):

Set Lead 1: (Info)

ADMINISTRATIVE SERVICES

AT WASHINGTON, DC

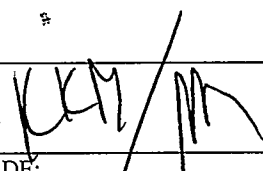
♦♦

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW HAVEN	OFFICE OF ORIGIN FBIHQ	DATE 07/25/2006	INVESTIGATIVE PERIOD 07/20/2006-07/25/2006
TITLE OF CASE GERALD WALPIN LEVEL II-PAS		REPORT MADE BY SA 	TYPED BY alp
		CHARACTER OF CASE LEVEL II-PAS	

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b7C**BUDED:** 07/14/2006**REFERENCE:** 161B-HQ-1529549

- PERSONS INTERVIEWED WERE INFORMED OF THEIR RIGHTS UNDER THE PRIVACY ACT. -
- PENDING (All New Haven Investigation completed) -

APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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Agency					
Request Recd.					
Date Fwd.					
How Fwd.					
By					

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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

Date:

Case ID #:

SA [REDACTED]
07/25/2006
161B-HQ-1529549

Office:

New Haven

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Title:

GERALD WALPIN
LEVEL II-PAS

Character:

LEVEL II-PAS

Synopsis:

Neighborhood interviews conducted. Association verifier conducted. No derogatory information developed.

- P -

DETAILS:

New Haven Investigation is complete.

161B-HQ-1529549
ALP:alp

The following investigation was conducted by SA [REDACTED]
[REDACTED]

On July 20, 2006, [REDACTED]
[REDACTED] telephone [REDACTED] was interviewed
by SA [REDACTED] is the candidate's neighbor at his
[REDACTED] residence. [REDACTED]
has known the candidate for the past 14 years because they are
neighbors. Their interaction is limited to about once every
three months. Because the candidate is only at the [REDACTED]
[REDACTED] residence during the summer and on weekends, he is not well-
known in the area.

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[REDACTED] had no derogatory information to report
about the candidate. She does not have any concerns regarding
the candidate's character, and noted that he was respectful of
different politics. She has not had contact with any of the
candidate's associates. [REDACTED] has not heard any negative
information about the candidate's reputation, and has no reason
to believe that it is anything but good. She is not aware of
anything that would cause concern about the candidate's loyalty
to the United States. [REDACTED] is not aware of any biases
or prejudices held by the candidate that would prevent him from
serving in the government. She is not aware of any financial
problems. The candidate purchased property from [REDACTED]
[REDACTED] negotiated the transaction and said that
everything was above board. She is not aware of the candidate
having any problems with alcohol or prescription drug abuse. She
is not aware of candidate's involvement, use, sale, or
manufacture of illegal drugs or controlled substances. [REDACTED]
[REDACTED] is not aware of anything that could be used to
influence, coerce, pressure, compromise, or negatively impact the
candidate's character, reputation, judgment, discretion,
trustworthiness, responsibility, or loyalty. [REDACTED]
thinks that the candidate is able to serve in a position of trust
in the government.

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On July 20, 2006, [REDACTED]
[REDACTED] telephone [REDACTED] was interviewed by SA
[REDACTED] is the candidate's neighbor at his [REDACTED]
[REDACTED] has known the candidate for
the past five years. The two are neighbors and [REDACTED] has
done some carpentry work for the candidate. [REDACTED] only sees
the candidate occasionally, about once a month on the weekends,
and the candidate may call [REDACTED] if he has a problem. [REDACTED]
[REDACTED] is unaware of what the candidate does for a living.

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[] did not have any derogatory information to report about the candidate. [] said that the candidate is a pleasant person who seems honest and upright in his interactions. [] does not know anything about the candidate's associates. [] believes that the candidate has a good reputation and has never heard anything against the candidate. As far as [] knows, the candidate is loyal to the United States. [] does not know of any biases or prejudices held by the candidate. [] said that he has a "different point of view," like many people. Regarding financial responsibility, [] said the candidate appears to be well-off and always pays his bills on time. [] has never seen the candidate drink. [] does not have any knowledge of the candidate's involvement with, use, sale, or manufacture of drugs or controlled substances. [] is not aware of anything that could be used to influence, coerce, pressure, compromise, or negatively impact the candidate's character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. [] felt that he did not have sufficient information to recommend the candidate for a position of trust in the government, but he did say that he does not know of anything that would cause him to not recommend the candidate.

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On July 20, 2006, SA [] attempted to interview the neighbors across the driveway from the candidate's [] residence. No one was home. [] informed SA [] that the family is in Philadelphia.

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On July 20, 2006, SA [] attempted to interview the candidate's neighbors at [] and []. Both told SA [] that they did not know the candidate.

On July 25, 2006, [] Judge of the Second Circuit Court of Appeals, 157 Church Street, New Haven Connecticut, telephone [] was interviewed telephonically in order to verify his professional association with the candidate. Judge [] verified that he knows the candidate in a professional capacity, and had no derogatory information to report about the candidate.

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Judge [] has known the candidate for the past 20 years. The candidate is an attorney in New York and has argued before Judge []. Further, the two work together on the Federal Bar Council, an association of lawyers and judges. Judge [] said he holds the candidate in high regard and the candidate is a person of very high integrity and character. Judge [] informed SA [] that he once sanctioned the

candidate when he was a district court judge, but that it was a modest sanction and he is not sure if he would take the same action again today. Further, he does not hold the sanction against the candidate. Judge [] said that the candidate's associates think highly of him. Further, Judge [] does not believe that any of the candidate's associates would be a problem for the candidate holding a job in the government. Judge [] said that the candidate has a very good reputation in terms of character and ability. The candidate is loyal to the United States and Judge [] does not know anyone with a greater loyalty to the country. Judge [] is not aware of any biases or prejudices held by the candidate that would prevent him from holding a position of trust in the government. Judge [] has no reason to think that the candidate's financial responsibility is anything but good, especially since the candidate has been a successful attorney. Judge [] is not aware of any alcohol or prescription drug abuse by the candidate, and would be surprised to learn of any abuse. Judge [] said the candidate does not have any involvement with, use, sale, or manufacture of drugs or controlled substances. Judge [] said there is nothing in the candidate's background that could be used to influence, coerce, pressure, compromise, or negatively impact the candidate's character, reputation, judgment, discretion, trustworthiness, responsibility, or loyalty. Judge [] believes the candidate is able to hold a position of trust in the government and he would recommend the candidate for a position of trust in the government.

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Regarding the candidate's professional ability, Judge [] said the candidate has a very high professional reputation, very very high legal ability, and extensive courtroom experience. The candidate has been involved with mainly business litigation, civil, and criminal cases. The candidate has a very good and professional courtroom demeanor. His reputation for fairness is very good. His judicial temperament is very good. The candidate has the ability to weigh conflicting testimony and make factual determinations. The candidate has very good oral and written skills.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN FBIHQ	DATE 08/03/2006	INVESTIGATIVE PERIOD 06/16/2006 - 07/14/2006
TITLE OF CASE GERALD WALPIN BUDED: 07/14/2006		REPORT MADE BY SA [REDACTED]	TYPED BY bmh
		CHARACTER OF CASE LEVEL II - PAS	

b6
b7cREFERENCE:

161B-HQ-1529549.

- P -

ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act of 1974 and no promises of confidentiality were granted.

APPROVED <i>Mark J. Mershan</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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DISSEMINATION RECORD OF ATTACHED REPORT				
Agency				
Request Recd.				
Date Fwd.				
How Fwd.				
By				
Notations				

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161B-HQ-1529549-16

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA [REDACTED] Office: New York
Date: 08/03/2006
Case ID #: 161B-HQ-1529549
Title: GERALD WALPIN

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Character: LEVEL II - PAS

Synopsis: Candidate interviewed regarding civil suit.

- P -

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/31/2006

GERALD WALPIN, date of birth: September 1, [REDACTED]
[REDACTED] telephone number [REDACTED]
employed as counsel for KATTEN MUCHIN ROSENMAN LLP, 575 Madison Avenue, New York, New York 10022, business telephone number (212) 940-7100, was advised of the identity of the interviewing agent and the purpose of the interview. WALPIN, hereinafter "candidate," is being considered for the position of Inspector General, Corporation for National and Community Service, and the purpose of the interview was to ensure that complete, accurate and current information was obtained from the employee concerning suitability and security issues.

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The candidate was advised that all questions must be answered back to his 18th birthday even though the SF-86 stated shorter time frames. He was advised that even though the questions would date back to his 18th birthday, only the last 15 years of his life would be investigated.

The candidate was advised that concealed matters in a person's life could be the basis for coercion, attempted pressure or influence; that candor and forthrightness during the investigation process are significant factors in consideration for access to classified information; and that lack of candor could disqualify him from being granted a security clearance. The candidate was also advised that there was a continuing and affirmative obligation to immediately notify the FBI of any attempted pressure on him and that failure to notify the FBI of any attempted pressure would presumptively be considered a negative factor in a review for the position and retention of a security clearance. The candidate thereafter provided the following information:

The candidate was asked to discuss the details of the facsimile he sent to The Office of Counsel to the President, The White House, Washington, D.C. 20502 on July 24, 2006 concerning a civil law suit he was involved in. He stated that he was the plaintiff. He stated that the defendants were [REDACTED] and the MOUNT SINAI HOSPITAL. The case was opened in New York County, New York Supreme Court in 2001 and he believed was closed in 2002. The candidate was seeking damages for an operation on his prostate for which he was given anaesthesia.

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Investigation on 07/31/2006 at New York, New York

File # 161B-HQ-1529549

Date dictated 07/31/2006

by SA [REDACTED] *PM*

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161B-HQ-1529549

Continuation of FD-302 of GERALD WALPIN, On 07/19/2006, Page 2

Afterwards, he had problems with a nerve in his elbow from improper anaesthesia. The case was filed as a mal-practice suit and was settled out of court and approximately \$35,000.00 were paid to the candidate. The case number was 106602/01 in New York County, New York Supreme Court.

The candidate advised that his responses to the above questions were true and correct to the best of his knowledge and recollection.



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535-0001

AUG 01 2006

BY COURIER

Honorable Harriet Ellan Miers
Counsel to the President
The White House
Washington, D.C.

Dear Ms. Miers:

Based on a request received from your office dated June 14, 2006, a Level II background investigation was conducted concerning Gerald Walpin.

Enclosed is a summary memorandum containing the results of this investigation, along with copies of two interviews providing details of information contained in the summary memorandum.

Also enclosed is a copy of your June 14, 2006 request, initialed and dated by a representative of my Unit.

This completes our investigation. Should you have any questions, they may be directed to Supervisory Personnel Security Specialists [redacted] or [redacted] telephone number [redacted]

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Sincerely yours,



Special Inquiry and General
Background Investigations Unit

Enclosures (5)
KDM:kdm KDM
CLOSED

161B-HQ-1529549-17

Harriet Miers
RE: Gerald Walpin

NOTE: This case was opened on 6/16/2006. Mr. Walpin is currently employed by the law firm of Katten Muchin Rosenman, LLP, New York, New York, as a retired partner. He is being investigated for a Presidential appointment as Inspector General to the Corporation for National and Community Service, which requires Senate confirmation. Mr. Walpin advised that he was the subject of a complaint in 1962 or 1963. He advised that he was a member of The University Club that restricted membership based on gender. Mr. Walpin advised that he abused alcohol as an adolescent. Mr. Walpin advised that he was involved in three civil suits as a plaintiff. Mr. Walpin's previous BI was unable to be located.

Investigation is complete.

Sent to the White House: Interview of Mr. Walpin from NY reports dated 7/14/06 and 7/19/06.

The following footnote corresponds to information located in the Agency Checks section of the summary:

*77-HQ-82383



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535-0001

AUG 01 2006

GERALD WALPIN

This summary memorandum contains the results of a Level II background investigation concerning Mr. Walpin, which, unless otherwise indicated, addressed the past fifteen years of his life. Inquiries were conducted in the United States as to Mr. Walpin's character, loyalty, and general standing, but no inquiries were made as to the sources of his income.

Birth

Mr. Walpin was born on September 9, 1931, in New York, New York.

Education

Mr. Walpin attended Yale Law School, New Haven, Connecticut, from September, 1952, to June, 1955, receiving a LL.B degree.

Military Service

Mr. Walpin enlisted in the United States Army Reserves on January 12, 1954. He was honorably discharged on September 23, 1956, as a corporal (E-4). On September 24, 1956, Mr. Walpin was appointed a first lieutenant (O-2) in the United States Air Force Reserves and entered on active duty in the Air Force on January 31, 1957. He was honorably released from active duty as a first lieutenant (O-2) on January 5, 1960, at which time he was transferred back to the Air Force Reserves where he served until August 16, 1965, when he was honorably discharged as a captain (O-3). His military file contained no unfavorable information.

Employment

Since June, 1991, Mr. Walpin has continued to be employed by the law firm of Katten Muchin Rosenman, LLP, New York, New York, initially as a partner and currently as a retired partner an counsel.

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

Gerald Walpin

In addition to the above employment, Mr. Walpin has been affiliated with numerous businesses, cultural and charitable entities, among them as a board member of The Federalist Society, New York, New York; Director of The Center for Individual Rights, Washington, D.C.; as the co-chairman of the Anti-Defamation League, New York, New York; as President Emeritus of the Federal Bar Council, New York, New York; and as a trustee for the Parker Jewish Institute for Health Care and Rehabilitation, New Hyde Park, New York. Mr. Walpin was formerly on the Board of Directors of the Cardiovascular Research Fund, New York, New York.

Family Status

Mr. Walpin is married to the former [REDACTED] He has indicated that his wife is a United States citizen. They reside in [REDACTED] They also reside at [REDACTED]

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Mr. Walpin's mother, Mary Gordon Walpin, his father, Michael Walpin, and his brother, Bernard Gordon Walpin, are deceased. In addition to his wife, Mr. Walpin has listed the following living close relatives:

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Interviews

Twenty-one persons, consisting of current supervisor and colleagues, present neighbors, references, professional associates, and social acquaintances, were interviewed. They provided favorable comments concerning Mr. Walpin's character, associates, reputation, and loyalty.

All persons interviewed during the course of this background investigation stated they are unaware of any illegal drug use or alcohol or prescription drug abuse by Mr. Walpin, nor have they ever known him to exhibit any type of bias or prejudice against any class of citizen or any type of religious, racial or

Gerald Walpin

ethnic group. They also commented that they believe Mr. Walpin lives within his financial means. None of the individuals contacted was aware of any information concerning Mr. Walpin that could be used to compromise or coerce him. All persons interviewed recommended him for a position of trust and responsibility.

Among those interviewed are the following:

[REDACTED]
Katten Muchin Rosenman, LLP, New York, New York;

[REDACTED] Judge, United States District Court,
Southern District of New York, New York, New York;

[REDACTED] Judge, United States District Court,
Southern District of New York, New York, New York;

[REDACTED] The Federal Bar
Council, New York, New York;

[REDACTED] The Anti-Defamation
League, New York, New York; and

[REDACTED] The Federalist
Society, Washington, D.C.

Financial Responsibility

A search of computerized credit records, which was conducted at FBI Headquarters in June, 2006, disclosed no pertinent information concerning Mr. Walpin.

Law Enforcement Agency Checks

Information has been received from appropriate law enforcement agencies indicating their files contain no pertinent information concerning Mr. Walpin.

Professional Affiliations

Mr. Walpin is eligible to practice law in the State of New York. According to information available, no grievances have been filed against him.

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Gerald Walpin

Miscellaneous

A check of the records of [REDACTED] a public source information database, conducted at FBI Headquarters, disclosed no pertinent information concerning Mr. Walpin.

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A check of the records of LEXIS, a computerized public records retrieval service concerning criminal and civil litigation, conducted at FBI Headquarters, revealed no pertinent information concerning Mr. Walpin.

A check of the records of NEXIS, a computerized news retrieval service, conducted at FBI Headquarters, revealed no pertinent information concerning Mr. Walpin.

During an interview conducted by the FBI on June 27, 2006, Mr. Walpin advised that he had never used illegal drugs, steroids, or abused prescription drugs or over the counter products and that he had never been involved in the sale, production, transfer, shipping or receiving of illegal drugs, including marijuana. Mr. Walpin advised that he had abused alcohol as an adolescent but never as an adult. He stated that he consumes one or two glasses of wine most nights and that his drinking habits have never caused any problems at work or outside of work, and that he has never been treated for alcohol abuse or told he needed to cut back on his consumption.

Mr. Walpin advised that he had a former associate, at his firm, move from the United States approximately fifteen years ago to practice law [REDACTED] Mr. Walpin advised that they did not have frequent contact but they kept in touch over the phone or by email. He stated that every couple of years his friend comes to the United States to visit him.

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Mr. Walpin stated that he had not been involved in any type of unlawful foreign money exchange or any other type of black market transaction but stated that people had approached him on the street in March, 2004, in Cambodia to engage in a black market currency exchange. He advised that he declined to participate in the transaction and went about his way.

Mr. Walpin stated that over 30 years ago he had done work for the Bank of Hapdalim in Israel. He stated that he was hired to handle issues of improper conduct of executives, which he investigated and gave a report. He was paid over the course of approximately nine months and it included a few meetings in Israel. He also represented a Greek bank named The Bank of Krete in 1988 for eighteen months attempting to recover money which was

Gerald Walpin

stolen from the bank. He made two trips to Greece during the case. Mr. Walpin stated the bank no longer exists. He has also represented non United States citizens in cases brought in the United States.

Mr. Walpin advised that he also represented an Israeli bank named The United Mizrahi Bank in civil matters in the United States from 1995 to 2004. He represented the bank for eighteen months attempting to recover money which was stolen from the bank. He stated the bank no longer exists.

Mr. Walpin advised that he has traveled extensively abroad, primarily on pleasure but also some business-related trips, but has maintained no continuing contact with any foreign nationals and had no unusual contacts on those trips.

Mr. Walpin advised that he did not own any foreign property, business, bank account, investment, or other assets in any foreign countries; however, he had an investment in a United States owned company currently drilling in Israel, Zion Oil and Gas, Incorporated. Mr. Walpin advised that he did not have any ties to foreign nationals or individuals residing in a foreign country who have engaged in criminal activity or activities known to be a threat to the interests of the United States or national security. He stated that he has not provided any service, compensated or voluntary, or been employed by a representative of any foreign interest; any foreign, domestic, or international organization or person engaged in the analysis, discussion, or publication of material on intelligence, defense, foreign affairs, or protected technology, or registered as an agent of a foreign government.

Mr. Walpin advised that he was current on all taxes and had never made back payments concerning the same. He did state that he was currently in a dispute concerning medical bills with the Sharron Hospital in Sharron, Connecticut over \$300 from the summer of 2005. The hospital keeps sending the bill and he refuses to pay because his wife did not receive the proper treatment when she went to the emergency room. (It is noted that no collections were noted on Mr. Walpin's credit report.)

Mr. Walpin advised that he had been involved in two civil matters as the plaintiff. In 1984, he sued a construction company in the New York State Supreme Court for construction work done to his apartment which was sub-standard. He did not recall the name of the construction company. In 2000, he and four others

Gerald Walpin

brought a lawsuit against the New York Bar Association in the New York State Supreme Court for going outside its powers when it announced its opposition to a Supreme Court Justice.

During a second interview conducted by the FBI on July 19, 2006, Mr. Walpin advised that he had one complaint filed against him with the Grievance Committee of the First Department in New York, New York in 1962 or 1963. The complaint was filed by the office of Roy Cohn or by his partner [REDACTED]. He was not sure of the specific person who filed it. He advised that there was an investigation under way on Mr. Cohn for obstruction of justice and perjury. A mail cover was placed on Mr. Cohn's mail by Mr. Walpin's office and the FBI. Mr. Cohn's office then filed the complaint against Mr. Walpin stating it was unlawful to place a mail cover on a lawyer. Mr. Walpin advised that The Bar Association reviewed the case, found it was without merit, and dismissed the case.

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Mr. Walpin advised that he is member of the University Club, New York, New York, and they restricted membership based on gender. He advised that all the rest of his organizations did not restrict membership based on race, sex, color, national origin, etc.

[REDACTED] advised that The University Club, New York, New York, was a social club for any graduate of an accredited university and that the club did not discriminate based on sex, race, color, religion, or national origin. [REDACTED] stated that members had to be a graduate of an accredited university and be invited by members of the club. He advised that Mr. Walpin was not in a policy making position and was just a member and had been a member of the club since 1978. He stated that Mr. Walpin was on the fitness committee, which was responsible for managing the health and fitness facilities at the club. He advised that Mr. Walpin was not compensated while on the fitness committee, or in any way as a member of the club.

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During a third interview conducted by the FBI on July 31, 2006, Mr. Walpin advised that he was involved in a third civil law suit in 2001 in which he was a plaintiff. He advised that he was seeking damages for an operation on his prostate for which he was given anesthesia and afterwards had problems with a nerve in his elbow from improper anesthesia. Mr. Walpin advised the case was filed as a mal-practice suit and was settled out of court for approximately \$35,000.

Gerald Walpin

Agency Checks

During the course of this background investigation, the records of the following entities were checked and found to contain either no record or no pertinent information concerning Mr. Walpin, unless otherwise noted in this summary memorandum:

Defense Clearance and Investigations Index;
Office of Personnel Management;
Public Integrity Section and appropriate
United States Attorneys,
Department of Justice;
United States Secret Service;
and the White House Office.

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Searches of the various indices of the FBI, including but not limited to the central index maintained at FBI Headquarters, the index of the Criminal Justice Information Services Division (Mr. Walpin by fingerprints and other known identifying data and his close relatives by name and other known identifying data only), the indices of appropriate field offices and other appropriate computer data bases did not identify any documents that contain pertinent information identifiable with Mr. Walpin and his close relatives except and noted below:

Mr. Walpin was the subject of a background investigation conducted by the FBI in 1960 in connection with his former Federal employment; however, this investigation could not be located for review.

It should be noted that results of the above indices searches reveal only data entered into those indices as of the date each was searched. However, it should also be noted that some delays may occur as to the entry of such data.

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1354752-0

Total Deleted Page(s) = 9
Page 7 ~ Referral/Direct;
Page 8 ~ Referral/Direct;
Page 9 ~ Referral/Direct;
Page 10 ~ Referral/Direct;
Page 11 ~ Referral/Direct;
Page 12 ~ Referral/Direct;
Page 13 ~ Referral/Direct;
Page 14 ~ Referral/Direct;
Page 15 ~ Referral/Direct;

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X For this Page X
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Federal Bureau of Investigation
Records BranchJAN 22, 1960 ⁶⁰☐ Name Searching Unit - Room 6527☐ Service Unit - Room 6524☒ Forward to File ☐☐ Attention ☐☐ Return to ☐

Supervisor

Room

Ext.

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Type of References Requested:

☐ Regular Request (Analytical Search)☒ All References (Subversive & Nonsubversive)☐ Subversive References Only☐ Nonsubversive References Only☐ Main ☐ References Only

Type of Search Requested:

☐ Restricted to Locality of ☐☐ Exact Name Only (On the Nose)☐ Buildup☐ VariationsSubject Michael, GeraldBirthdate & Place ☐Address ☐Localities ☐R# 416Date 1/22

Searcher

Initials A21Prod. ☐

FILE NUMBER

SERIAL

MC

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121-31387 I dit 1/21

I 121-31387 - sent to MC

211. (Rel)

I 105-39828 " " "

211. (Rel)

b3

b7E

I Michael (Rel)

I 140-7876-A NY Handed

Y. Handed 4-27-55;

NY 44-8-69-1504

NY ☐

VP 62-58216-3082

JAN 25 1960

JAN 26 1960

Walpin, Gerald

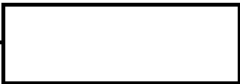
- 9-1-31 5-4
NON-CRIMINAL

1-C

14 O 31 W IOO
I 24 W OII 20

*-- Office of the Dep Att'y Gen US Dept of
Justice Wash DC 1-22-60

A search of the fingerprints on the above individual has failed to disclose prior criminal data.

CC- 

Div 6

\$ Rem. 4643 ✓


DIRECTOR

FEDERAL BUREAU OF INVESTIGATION

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1/20/60

Office Memorandum • UNITED STATES GOVERNMENT

TO : J. Edgar Hoover, Director, Federal Bureau of Investigation DATE: JAN 21 1960

FROM: [Redacted] Special Assistant to the Deputy Attorney General

SUBJECT: WALPIN, GERALD

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Please institute the usual character investigation of the above-named individual for the position of Assistant U.S. Attorney in the Southern District of New York and forward copies of the reports to this office.

The attached Forms 86 are submitted for your information.

☒ Fingerprint Chart Attached

☐ Employee

☒ Sensitive

☐ Name Check Made

☒ Applicant

☐ Non-Sensitive

To T-1000
1-22-60.

Orig. copy
of Form 86
sent to D.A.G.
1-15-60.

1 ENCLOSURE

REC
MCT - 14

77-82383-1

REC-03

JAN 22 1960

SK

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (File) DATE: 2/11/60

FROM : *Ke* SAC, New York (File 77-25040)

SUBJECT: GERALD WALPIN
DAPII
AUSA, SDNY

This case will be delinquent.

Date of Bureau deadline: 2/8/60

Reason for the delinquency: Re NY FD 205 advising that Queens, NY, Board of Elections records not available and recheck of NYCPD records necessary re applicant's brother. Lengthy Pending report in transcription.

Date the report or necessary communication will reach the Bureau: 2/13/60

✓ AEC zone designation, e.g., OR, CH, etc.:
(This applies only to 116 cases.)

✓ No Administrative Action Recommended.

CH

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (File) DATE: 2/8/60

FROM : SAC, BOSTON (File 77-9404)

SUBJECT: GERALD WALPIN
DAPLI

This case will be delinquent.

Date of Bureau deadline: 2/8/60

Reason for the delinquency: Case received at Boston, 2/6/60. Investigation necessary in RA territory.

Date the report or necessary communication will reach the Bureau: 2/13/60

AEC zone designation, e.g., OR, CH, etc.:
(This applies only to 116 cases.)

No administrative action recommended.

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI

(File

) DATE: 2-8-60

JH/14
FROM : SAC, WFO

(File 77-66941)

SUBJECT: COVES - GERALD WALPIN
AUSA - SOUTHERN DISTRICT OF NEW YORK

This case will be delinquent.

Date of Bureau deadline: 2-8-60

Reason for the delinquency: *minor corrections being made to report.*
No administrative action recommended.

Date the report or necessary communication
will reach the Bureau: 2-9-60

AEC zone designation, e.g., OR, CH, etc.:
(This applies only to 116 cases.)

~~ELN~~

6/11

Office Memorandum • UNITED STATES GOVERNMENT

TO : Director, FBI (File) DATE: 2/5/60

FROM : SAC, New York (File 77-25040)

SUBJECT: GERALD WALPIN
DAPLI
AUSA, SDNY

This case will be delinquent.

Date of Bureau deadline: 2/8/60

Reason for the delinquency: Additional lead in New Haven airtel, 2/1/60.
Re Buairtel 1/28/60, reflecting that appl.'s brother, Bernard G. Walpin, was arrested in 1943. Check of NYPD on all family ~~members~~ members was negative. Additional check being made re above arrest. Queens, NY, Board of Elections records not available due to a fire and flood. A pending report will be submitted by 2/12/60 if these records still are not available.

Date the report or necessary communication will reach the Bureau: 2/12/60

AEC zone designation, e.g., OR, CH, etc.:
(This applies only to 116 cases.)

No Administrative Action Recommended.

EFO

1/28/60

airtel

To: SACs, New York
Washington Field
New Haven
Charlotte
St. Louis
Albany
Chicago

From: Director, FBI

COVES
GERALD WALPIN
AUSA SOUTHERN DISTRICT
NEW YORK

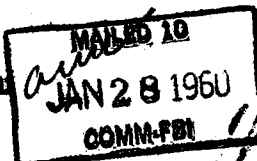
ReBuairtel 1/22 last. Bureau file review reflects information on one Bernard Gordon and Michael Walpin, who may be identical with applicant's brother and father. New York conduct careful review of indices. See following files:

100-13999, report of SA [redacted] dated 11/7/55 on Michael Walpin. IS-PG file 100-81746, report of SA William F. Glossa dated 1/20/49 on Young Progressives of America, Internal Security-C, page 25, and file 77-7677, report of SA [redacted] dated 3/12/48 on [redacted], LGE, page one.

For your additional information MID War Department on 2/2/43 furnished a list of names of persons arrested by New York Police Department on January 26, 1943, for picketing in front of 25 Broadway, New York, location of the British Consulate. Trial was to be held on

Tolson _____
Mohr _____
Parsons _____
Belmont _____
Callahan _____
DeLoach _____
Malone _____
McGuire _____
Rosen _____
Tamm _____
Trotter _____
W.C. Sullivan _____
Tele. Room _____
Ingram _____
Gandy _____

CPH/avt
(16)



NOT RECORDED
24 JAN 29 1960

67 FEB 2 - 1960

MAIL ROOM ☒ TELETYPE UNIT ☐

Airtel to SACs, NY, WFO, NH, CE, SL, AL and CG
Re: COVES, GERALD WALPIN

February 11, 1943, at Bowery Court Among those listed
was one Bernard G. Walpin, 1575 Townsend Avenue,
Bronx, aged twenty-eight, height 5' 4", weight 135 pounds,
brown hair and eyes, glasses.

1/27/60

PLAIN TEXT

AIR TEL

AIR MAIL

TO: SAC, WASHINGTON FIELD OFFICE
FROM: SAC, ST. LOUIS (77-27631) *RUC*
SUBJECT: GERALD WALPIN
DAPLI

Reference Bureau airtel dated 1/22/60. Buded 2/8/60.

Personnel, Department of Defense, Military Personnel Records Center, St. Louis, Missouri, advised IC [redacted] on 1/26/60, that they were unable to locate WALPIN's U.S. Air Force officer service record, under serial number AO 3-059-740, for the period of service from 1957 - 1960. However, they did advise that WALPIN had enlisted service under serial number AF 11-273-476, and that these service records were transferred to "MPRD", Officers Correspondence Section, Room BP-925, the Pentagon, Washington, D.C., on 12/18/57, and have not been returned to this Center to date.

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Washington Field Office is requested to attempt to locate WALPIN's officer and enlisted service records at the Pentagon, and verify both periods of military service.

ma

RUC
2 - Washington Field Office
① - Bureau
1 - St. Louis
GJT:cjt
(4)

77-82383-3
NOT RECORDED
7 JAN 29 1960

[Handwritten signature]

1/29/60

AIRTEL

TO: SAC, DENVER

FROM: SAC, WFO (77-66941)

COVES,
GERALD WALPIN, AUSA
Southern District of New York.

ReBuairtel dated 1/22/60, no cc to Denver. Buded
2/3/60.

WALPIN born 9/1/31, New York, New York, and served
U.S. Air Force, serial number AO 3059740 from 1957 to 1960.

USAF records reflect applicant's service record
transferred to Air Reserve Records Center, Denver, Colorado on
1/26/60. Denver handle.

2-Denver (MA)
1-Bureau
1-St. Louis (INFO) (AM)
1-WFO

ELN:jea
(5)

W

77-82343-4

AIRTEL

(K)

1/29/60

AIRTEL

TO: SAC, CHARLOTTE
FROM: SAC, NEW YORK (77-25040)

GERALD MALPIN
DAFLI
AUSA, SDNY

Re Bureau airtel to NY, 1/22/60, cc Charlotte.

Records of NY State Supreme Court, Appellate Division, First Department, NYC, re applicant's admission to NY State Bar, reflect following:

Applicant had temporary residence 6/52 to 9/52 at 1125 Tucker Street, Greensboro, N.C. He was employed during this period as a Driver Salesman by the Tom Thumb of N.C., Inc., an Ice Cream Vending Company, Greensboro, N.C.

Above records reflect letter, dated 10/18/55, from a [redacted] b6
[redacted] The Interstate b7C
Committee of the Young Men's Christian Associations of the Carolinas,
330 So. Tryon St., Charlotte 2, N.C.

See NY 77-25040-5
[redacted] advised that in 1952 he was [redacted]
of the Tom Thumb of N.C., Inc., and resided at [redacted]
Greensboro, N.C. (same address as listed by applicant). He said
corporation was dissolved in 1954. Verified applicant's employment
in letter. In 1955 [redacted] resided at [redacted] 11-
Charlotte, N.C.

Above furnished to Charlotte for information and assistance
in covering investigation requested in re Bulet.

- 2 - Charlotte
① - Bureau
1 - New York (77-25040)

WFO/ahd
(5)

4

77-25040-5

11-5

11-5

FEB. 1, 1960

AIRTEL

TO: SAC, NEW YORK

FROM: SAC, NEW HAVEN (77-3953)

SUBJECT: COVES, GERALD WALPIN
AUSA, SDNY

Rebuairetel to New York, dated 1/22 and 1/28/60.

Investigation at New Haven all favorable.

Yale University records reflect applicant resides 1726 Davidson Ave., Bronx, New York, with wife, [REDACTED]. He attended William Howard Taft High School, Bronx, New York; CCNY receiving BA degree in 1952; and Yale Law School receiving LLB in 1955. He was registered with LDB #22, Bronx, New York, having Selective Service # 50-22-31-436.

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Applicant employed summers of 1950 and 1951 as Assistant Research Director, Liberal Party of New York State, no address shown. He passed New York Bar examination June, 1955.

Applicant's roommate at Yale was [REDACTED]
[REDACTED], New York City, New York.

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New York Office cover employment and records of Bar Association and Grievance Committee. Also interview [REDACTED] unless New York Office has reason for not doing so.

For information of New York Office, applicant's father is,

2 - New York
1 - Bureau
1 - New Haven
JAH:ra
(4)

NOT RECORDED

FEB 2 1960

NH 77-3953

listed as MICHAEL WALPIN, born in the United States, owner of Fire Extinguisher Sales and Service, 67 Amsterdam Ave., New York City. Applicant's brother, BERNARD G. WALPIN born 6/10/20, New York City. He received ScB in Social Science CCNY, 1939; LLB degree Yale Law School 1942; and MS degree at New York University in 1946. He married [redacted] 3/28/48 at Brooklyn, New York. In 1952 he resided at [redacted] New York, and gave business address as 113 W. 42 St., New York City. In 1956 he was instructor of economics at Hunter College and owner of Walbert Investors, Inc.

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MICHAEL WALPIN, in 1954, gave address as 64-51 214 St., Bayside, Long Island, New York, and business as real estate and law work with Parker Lauer, 107-46 Innes Boulevard, Forest Hills, Long Island, New York. *QUEENS*

Above for information and assistance of the New York Office.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA LOUIS S. CRAIG
Date: February 3, 1960

Office: Chicago

File Number: CG 77-10793

Title: GERALD WALPIN

Character: DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF NEW YORK

Synopsis: American Bar Association (ABA) membership files located at Chicago, Illinois, reveal GERALD WALPIN, born September 1, 1931, became a member of the ABA on August 10, 1956 and is at present a member in good standing.

- RUC -

DETAILS:

Affiliation

On January 28, 1960, [redacted]
[redacted] American Bar Association (ABA), 1155 East 60th Street, Chicago, Illinois, advised a review of ABA membership files revealed GERALD WALPIN, born September 1, 1931, became a member of the ABA on August 10, 1956 and is at present a member in good standing. ABA membership files reveal WALPIN claims to have been admitted to legal practice before the New York State Bar. during 1955, specific date not recorded.

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[redacted] advised ABA membership and grievance files do not contain any unfavorable information concerning WALPIN. Based upon a review of ABA files, [redacted] stated there is no one currently employed at the ABA's national headquarters located at Chicago, Illinois, who is socially or professionally acquainted with WALPIN.

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- 1* -

FEDERAL BUREAU OF INVESTIGATION

Reporting Office DENVER	Office of Origin BUREAU	Date 2/4/60	Investigative Period 2/1/60
TITLE OF CASE GERALD WALPIN		Report made by IC 	Typed By: cad b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT, ASSISTANT U. S. ATTORNEY, SOUTHERN DISTRICT OF NEW YORK	

~~SECRET~~

REFERENCE

Washington Field Office airtel to Denver dated
1/29/60.

-RUC-

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: (3)-BUREAU (AM) 1-DENVER (77-4130) 150		77-82383-8	

-A*-

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

IC [REDACTED]

Office: DENVER

Date:

2/4/60

b6
b7c

Field Office File No.: DN 77-4130

Bureau File No.:

Title:

GERALD WALPIN

Character:

DEPARTMENTAL APPLICANT, ASSISTANT U. S. ATTORNEY,
SOUTHERN DISTRICT OF NEW YORK

Synopsis:

Records, Air Reserve Records Center, Denver, Colorado,
reviewed. Military service verified.

-RUC-

DETAILS:AT DENVER, COLORADOMILITARY SERVICE

The Master Service File of GERALD WALPIN, Serial Numbers ER11273467 and AO-3059740, was reviewed on February 1, 1960, at the Records Service Division, Air Reserve Records Center, 3800 York Street. This file reflects applicant was born on September 1, 1931 at New York, New York. He enlisted on January 11, 1954, at New York, New York, in the grade of Private for service in the U. S. Army Enlisted Reserve. He was separated from the service on September 23, 1956, after being honorably discharged in the grade of Corporal, by reason of Convenience of the Government after being commissioned a First Lieutenant in the U. S. Air Force Reserve. WALPIN served no extended active duty during the above period of service.

On September 24, 1956, WALPIN was commissioned at New York, New York, in the grade of First Lieutenant for service in the U. S. Air Force Reserve for an indefinite term. He went on extended active duty on January 31, 1957.

WALPIN served on active duty until January 5, 1960, at which time he was honorably released from active

DN 77-4130

duty in the grade of First Lieutenant by reason of Release of Officers of the Reserve whereupon he reverted to an inactive status.

At the time of his release from active duty, WALPIN's character and efficiency rating as a soldier were noted in his folder as "Excellent."

WALPIN served outside the Continental Limits of the United States during the period from June 6, 1957, until December 30, 1959. He received no decorations or citations and his military occupational speciality was as a Legal Officer.

His most recent reserve assignment is with Headquarters, Continental Air Command (Ineligible Reserve Section), Air Reserve Records Center, Denver, Colorado, and is designated a ready reservist.

2/4/60

AIRTEL

TO: SAC, DENVER

FROM: SAC, WFO (77-66941)

COVES
GERALD WALPIN, AUSA
SOUTHERN DISTRICT OF NEW YORK

ReBuairtel 1/22/60, no cc to DN; WFO airtel to
DN 1/29/60; and SL airtel 1/27/60.

Lt. Col. [] USAF, advised applicant under his supervision 1957 to 1959 and was well above average in legal ability and a person of excellent character, reputation, and associates. He stated applicant's last efficiency report, written by Col. [] USAF, who is now in France, questioned the applicant's professional integrity. He stated this came about as a result of an affidavit the applicant took and the subsequent legal opinion he wrote concerning the affidavit. He stated the affidavit was false, but the applicant in his capacity had no reason or right to question the truth of the instrument. He stated Col. [] objected to the legal opinion since it was based on a false affidavit. Col. [] stated this information furnished to him by applicant and he had no official connection with the matter nor did he know all of the facts. He stated he advised applicant to appeal his last efficiency report to the Board for Correction of Military Records at WDC but did not know whether applicant had done so.

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DN report pertinent details from service record.

2 - Denver (AM)
1 - Bureau
1 - WFO

ELN:mlm
(4)

AIRTEL

77-66941-9
NOT RECORDED

5 FEB 5 1960

WFO 77-66941

WFO checking records of above-mentioned board for any info re applicant.

Re EL airtel advised applicant also had enlisted USAF service under serial number AF 11-273-476. DN attempt to locate enlisted service record at ARRC along with officer record.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office CHARLOTTE	Office of Origin BUREAU	Date 2-5-60	Investigative Period 2/4 - 2/5/60
TITLE OF CASE GERALD WALPIN		Report made by SA 	Typed By: CMS b6 b7C
		CHARACTER OF CASE DAPLI - AUSA, SDNY	

Synopsis:

REFERENCES: Bureau airtel to Charlotte, 1/22/60.
Charlotte airtel to Boston, 2/5/60.

- RUC -

A*
COVER PAGE

Approved <i>WW</i>	Special Agent In Charge	Do not write in spaces below
Copies made: (3) - Bureau <i>1</i> 1 - Charlotte (77-4789)		77-12553-10
		NOT RECORDED FEB 8 1960

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

SA [REDACTED]

Office: CHARLOTTE, N. C.

b6

Date:

2-5-60

b7C

File Number:

CHARLOTTE (77-4789)

Title:

GERALD WALPIN

Character:

DEPARTMENTAL APPLICANT - ASSISTANT UNITED STATES ATTORNEY,
SOUTHERN DISTRICT OF NEW YORK

Synopsis:

Former employee of Tom Thumb Ice Cream Company, Greensboro, North Carolina, advised applicant unknown to him and only person he knows who would have employment records would be [REDACTED] last known to be in YMCA, Charlotte, North Carolina, in 1954. No credit or identification record located on applicant at Greensboro, North Carolina. Investigation Charlotte disclosed [REDACTED] [REDACTED] presently attending Springfield College, Springfield, Massachusetts.

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- RUC -

DETAILS:

AT GREENSBORO, NORTH CAROLINA

EMPLOYMENT

A check of the city directories of Greensboro for the years 1952 through 1959 failed to list a Tom Thumb Ice Cream Company.

On February 4, 1960, [redacted] Dick's Ice Cream Company, advised he recalls this company in business in Greensboro around 1952 or 1953, and that it was basically a house to house selling outfit. He stated he knew nothing of the company or its employees, but stated [redacted] a member of his church, worked for this company about 1953, and that he may know the applicant or owners of this company.

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[redacted] advised on February 4, 1960, that he worked for the Tom Thumb Ice Cream Company in Greensboro in 1952 through 1954 and that he recalls a young man coming to Greensboro with the owner, [redacted] from New York, and that this young man worked for a couple of months during the summer of 1952 and that he returned to New York to go back to school or enter college. He stated he did not know this young man by name.

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[redacted] stated the last thing he heard about [redacted] was that he was working for the Young Men's Christian Association in Charlotte, North Carolina, in 1954, but does not know if he is there now or not, but perhaps they could furnish his present whereabouts. He stated [redacted] would probably have all the employment records or would know who to contact for these records.

b6
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CREDIT AND IDENTIFICATION

On February 4, 1960, [redacted] Greensboro, North Carolina Credit Bureau and [redacted] Greensboro Police Department, advised they were unable to locate a record in their files for a GERALD WALPIN or any name similar thereto.

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CE 77-4789

NEIGHBORHOOD

The following persons, contacted on February 5, 1960, advised they were not residing at their present addresses in 1952, and they knew of no one in this area who was residing here in 1952. They stated applicant is unknown to them:



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The following investigation was conducted by SA



AT CHARLOTTE, NORTH CAROLINA

On February 5, 1960, [redacted]
[redacted] Charlotte Young Men's Christian Association,
advised that [redacted] is presently attending Springfield College, Springfield, Massachusetts.

b6
b7C

PLAIN TEXT

2/5/60

AIRTEL

TO: SAC, BOSTON
FROM: SAC, CHARLOTTE (77-4789)
SUBJECT: GERALD WALPIN
DAPLI
AUSA, SDNY

Re Bureau airtel to New York, 1/22/60, and
New York airtel dated 1/29/60, to Charlotte.

Applicant had temporary residence June 1952 to
September 1952, at 1125 Tucker Street, Greensboro,
North Carolina. He was employed this period as a driver-
salesman by the Tom Thumb of N.C., Inc., an Ice Cream
Vending Company, Greensboro.

Above records reflect letter, dated 10/18/55,
from a [redacted]
The Interstate Committee of the Young Men's Christian
Association of the Carolinas, 330 South Tryon Street,
Charlotte, North Carolina.

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[redacted] advised that in 1952, he was [redacted]
[redacted] of the Tom Thumb of N. C., Inc., and resided
at 1125 Tucker Street, Greensboro (same address as listed
by applicant). He said corporation was dissolved in
1954. Verified applicant's employment in letter. In
1955 [redacted] resided at [redacted] Charlotte.

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Applicant born 9/1/31, New York, New York, and is
now married.

Investigation, Charlotte, disclosed [redacted]
[redacted] presently attending Springfield College, Springfield,
Massachusetts.

2 - Boston
1 - Bureau (Info.)
1 - Charlotte (77-4789)

JDA:cms
(4)

AIRTEL

CE 77-4789

Above furnished to Boston for information
and assistance in conducting interview with

b6
b7C

Bureau deadline, 2/8/60.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office ALBANY	Office of Origin BUREAU	Date 2/5/60	Investigative Period 1/25/60
TITLE OF CASE GERALD WALPIN		Report made by <div style="border: 1px solid black; height: 20px; width: 100px;"></div>	Typed By: PAC b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT ASSISTANT UNITED STATES ATTORNEY SOUTHERN DISTRICT OF NEW YORK	

Synopsis: / / / / /

REFERENCE:

Bureau airtel 1/22/60.

- R U C -

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: 3-Bureau - 1 1-Albany (77-6534)		77-82353-12	
		NOT RECORDED 4 FEB 8 1960	

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COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:
Date:

SA [REDACTED]

2/5/60

Office:

ALBANY

b6
b7C

Field Office File No.:

Bureau File No.:

Title:

AL 77-6534

GERALD WALPIN

Character:

DEPARTMENTAL APPLICANT

Synopsis:

ASSISTANT UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF NEW YORK

Applicant received an LL.B. Degree from Yale Law School on 6/13/55. He passed the New York State bar examination taken on June 29 and 30, 1955, and was admitted to the New York State Bar in December, 1955. He is an attorney in good standing with the New York State Supreme Court, Appellate Division.

-R U C-

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b7CDETAILS:

On January 25, 1960, [REDACTED] New York State Board of Law Examiners, Albany, New York, advised that her records reflect that GERALD WALPIN, date of birth September 1, 1931, received an LL. B. Degree from Yale Law School on June 13, 1955. He took the New York State bar examination on June 29 and 30, 1955, and passed. He was certified by the First Judicial Department for admission to the bar on September 21, 1955. She further advised that the files of that office contained no derogatory information on WALPIN.

AL 77-6534

On January 25, 1960, [REDACTED]
[REDACTED], New York State Supreme Court, Appellate Division,
advised that the records of that division reflect that
GERALD WALPIN was admitted to practice in December, 1955,
by the First Judicial Department and was registered as
an attorney by the Appellate Division on December 5, 1955.
He stated that WALPIN is an attorney in good standing
with the Appellate Division.

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On January 25, 1960, [REDACTED]
New York State Bar Association, advised that there is
no record of WALPIN in the files of that office.

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FEDERAL BUREAU OF INVESTIGATION

Reporting Office NEW HAVEN	Office of Origin BUREAU	Date 2/5/60	Investigative Period 1/26 - 2/1/60
TITLE OF CASE GERALD WALPIN		Report made by SA 	Typed By: bss b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT ASSISTANT UNITED STATES ATTORNEY SOUTHERN DISTRICT OF NEW YORK	

REFERENCE: Bureau airtels to New York, 1/22 and 28/60;
New Haven airtel to New York, 2/1/60.

R U C

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: 3 - Bureau 1 - New Haven (77-3953)		77-1288-13	
		NOT RECORDED 4 FEB 6 1960	
		[Stamp]	
		[Stamp]	

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA [REDACTED]
Date: February 5, 1960

Office: NEW HAVEN

b6
b7C

File Number: New Haven: 77-3953

Title: GERALD WALPIN

Character: DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF NEW YORK

Synopsis:

Applicant attended Yale University Law School, 1952-1955, receiving LLB degree Cum Laude. Associates and professors at Yale all recommend as to character, ability, associates and loyalty, and endorse for position of trust and confidence with the Government. Credit and criminal records negative on applicant.

DETAILS:

EDUCATION

[REDACTED] Alumni Records, Yale University, on January 26, 1960, produced a file on the applicant. By registration blank dated September 30, 1952, GERALD WALPIN enrolled in the Yale Law School, Class of 1955. He furnished his address as 109 Grove Street, which, according to [REDACTED] was at that time used as a Yale dormitory but is now the St. Elmo Club of Yale University. He furnished a previous address as 1726 Davidson Avenue, Bronx, New York, and listed his birth as September 1, 1931, at Bronx, New York. In the application blank WALPIN noted that he attended William Howard Taft High School, Bronx, New York, and City College of New York, receiving a BA degree from this institution in 1952.

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In his application WALPIN listed his father as MICHAEL WALPIN, born in the United States, and owner of Fire Extinguisher Sales and Service, 67 Amsterdam Avenue, New York City. He listed his mother as MAY GORDON, born in the United States. He listed two brothers, [redacted] and BERNARD G. WALPIN, the latter having attended City College of New York, receiving a BSS degree in 1939; Yale Law School, receiving LLB degree in 1942; and New York University, Retailing, 1947.

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The applicant listed previous employment as Assistant Research Director, Liberal Party of New York State, Summers of 1950 and 1951 (no address shown).

Registration forms for 1953 and 1954 contain the additional information that he was then residing at the Sterling Law Building of Yale University.

Other information contained in the Alumni Records reflected that the applicant married [redacted] on April 13, 1957, at which time his address was still given as 1726 Davidson Avenue, Bronx, New York.

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On January 28, 1960, [redacted] Registrar's Office, Yale Law School, reviewed her record on the applicant, which reflected that he entered the Law School on September 17, 1952, and graduated June 13, 1955, with an LLB degree Cum Laude. He graduated from the Law School fourth in a class of 125 students and was elected to the Order of Coif, a legal honor society. He was also elected Managing Editor of the Yale Law Journal and received the John Carrier Gallagher prize for the most proficiency in preparing a case in class, as well as the Israel H. Peres prize for the best contribution to the Yale Law Journal.

The registrar's record reflected that he graduated from City College, City of New York, in 1952, at which time he received a BA degree. He is a member of the New York Bar Association having passed the Bar Association in June of 1955.

[redacted] advised that she recalled the applicant when he was a student at Yale Law School as a very nice person, who is always friendly, polite, neat and tidy in his appearance. He got along well with people and was well liked not only by his classmates but also by professors. He was morally sound and physically healthy and extremely intelligent. He had no

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bad faults, was never the subject of any disciplinary action, and his friends, for the most part, were all members of the Yale Law Journal who comprised the upper twenty percent of the student body. There was never any indication of any subversive tendencies, and she recommended him for a position of trust and confidence with the Government.

[redacted] advised from a review of her records that the applicant's roommate at the Law School was [redacted] whose current address is [redacted] New York City.

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On January 28, 1960, [redacted] Receptionist, Yale Law School, advised that she not only recalled the applicant, GERALD WALPIN, but also recalled his brother, BERNARD WALPIN, who was a member of the Class of February, 1942, one of the World War II classes. She stated that both were very nice boys in every respect and extremely intelligent. She recalled that BERNARD WALPIN typed papers for some of his classmates in order to earn money to stay in college. Concerning GERALD WALPIN, she advised that he had an excellent character in every respect and was elected a member of the Yale Law Journal. She stated that he still attends the yearly parties sponsored by the Law Journal, and that at all times he has conducted himself as a perfect gentleman. She stated she knew nothing derogatory concerning either of the WALPIN brothers, who associated with only the nicer and more intelligent boys at the Law School, and knew nothing to reflect unfavorably on their loyalty to this country. On the basis of her knowledge of the applicant, she recommended him for a position of trust and confidence with the Government.

On January 28, 1960, Professor [redacted] Yale Law School, recalled the applicant as a very good student who took an active part in class and whose character and morals were above reproach in all respects. He stated that as far as he knew his associates were all fellow students at the Yale Law School. He was never the subject of any disciplinary action or the cause of any disturbances in class, and the question of his loyalty was never raised.

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On the basis of his knowledge of the applicant, which was a professor-student relationship, he recommended him for a position of trust and confidence with the Government.

On January 28, 1960, Professor [redacted], Yale Law School, advised that he recalled the applicant as a very able student who made a very good impression on Professor [redacted]. He stated that he was a very pleasant and likeable individual; he was a member of the Yale Law Journal; and he was morally sound in all respects. He knew nothing subversive or derogatory concerning the applicant, stating again that he had only a very favorable impression of him.

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On the basis of his knowledge of the applicant, which was a professor-student relationship, he recommended him for a position of trust and confidence with the Government.

On February 1, 1960, Professor [redacted] Yale Law School, advised that he recalled the applicant, whom he had in several classes, as a good student and a personable fellow, who was well liked by his fellow students and professors and made a very favorable impression on those whom he met. He knew nothing derogatory concerning the applicant and stated he had no reason to question the applicant's loyalty to this country.

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On the basis of his association with the applicant, which was a professor-student relationship, he recommended him for a position of trust and confidence with the Government.

CREDIT AND CRIMINAL

On January 26, 1960, the records of the New Haven Credit Bureau, searched by [redacted] and the records of the New Haven Police Department, searched by Sergeant [redacted] failed to reflect any information identifiable with the applicant.

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FEDERAL BUREAU OF INVESTIGATION

Reporting Office WASHINGTON FIELD	Office of Origin BUREAU	Date 2/3/60	Investigative Period 1/25-2/4/60
TITLE OF CASE GERALD WALPIN		Report made by <div style="border: 1px solid black; height: 15px; width: 150px;"></div>	Typed By: bsc b6 b7C
		CHARACTER OF CASE DAPLI AUSA, SOUTHERN DISTRICT OF NEW YORK	

~~SECRET~~

REFERENCE

Buairtels dated 1/22/60, and 1/23/60; St. Louis airtel dated 1/27/60.

-P-

LEAD

WASHINGTON FIELD OFFICE

AT WASHINGTON, D. C.

Will report results

b6
b7C
b7E

Approved <i>J/Hy/20</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: 3-Bureau - 1 1-Washington Field (77-66941)		77-83983-14	
		<i>[Signature]</i>	
		<i>[Signature]</i>	
		<i>[Signature]</i>	

-A*-

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

Date:

2/3/60

Office: Washington, D. C.

b6
b7C

Field Office File No.: 77-66941

Bureau File No.:

Title:

GERALD WALPIN

Character:

DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF NEW YORK

Synopsis:

USAF service record not located at Washington, D. C. Former superior officer commented favorably re applicant, but advised applicant's last efficiency report, written by another officer, questioned the applicant's professional integrity and the applicant was advised to appeal the report. Records of Air Force Board for the Correction of Military Records negative re applicant. Justice Department files contained nothing additional. Reference recommends. No record CSC and OSI re applicant. ICUA negative re applicant, father and brother, BERNARD.

DETAILS: AT WASHINGTON, D. C.MILITARY SERVICE

On January 28, 1960, IC [] caused a search to be made of the files of the Department of the Air Force which revealed that the applicant's United States Air Force service record is not located at Washington, D. C.

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On January 3, 1960, Lieutenant Colonel [] [] Office of the Judge Advocate General, Department of the Air Force, advised Special Agent JOHN E. RODGERS that he was the applicant's superior officer from 1957 until 1959, when the applicant was stationed at Chateauroux Air Station in France. He stated that during this period the applicant did all types of legal work and proved to be well above average in legal ability. He stated WALPIN was so superior in his duties that he gave him an outstanding

efficiency report, the only one he has written in his eighteen years of military service. He further stated that he was acquainted with the applicant and his wife, [] on a social basis during this period of time. He advised he found them both to be people of excellent character, reputation, and associates. He stated the applicant and his wife are both loyal citizens and highly recommended the applicant for a position of trust and confidence. Colonel [] advised the last efficiency report on the applicant, written by Colonel [] who is now in France, questioned the applicant's professional integrity. He stated this came about as a result of an affidavit the applicant took and the subsequent legal opinion he wrote concerning the affidavit. He stated the affidavit was false but that the applicant in his capacity had no reason or right to question the truth of the instrument. He stated Colonel [] objected to the legal opinion since it was based on a false affidavit. Colonel [] advised this information was furnished to him by the applicant and he had no official connection with the matter nor did he know all of the facts. He stated he had advised the applicant to appeal his last efficiency report to the Board for Correction of Military Records at Washington, D. C.

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In conclusion Colonel [] added that he was in daily contact with the applicant for almost three years, and considers him an asset to the military service and was sure he would prove to be an asset to the Department of Justice.

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On February 4, 1960, [] Clerical Assistant, Air Force Board for the Correction of Military Records, Department of the Air Force, advised Special Agent EDGAR L. CARTER that his office maintains an index of all requests to that office for changes in Air Force military records but that he has no record of such a request from the applicant.

EMPLOYMENT

On January 29, 1960, Special Agent OLIVER B. JONES, reviewed the official personnel folder concerning GERALD WALPEN at the Administrative Office, Deputy Attorney General, Department of Justice, which revealed he was born on September 1, 1931, at New York, New York. The folder

WFO 77-66941
ELN:bsc:chh

disclosed he is an applicant for the position of Assistant United States Attorney, Southern District of New York and has not entered on duty as yet. The folder contained no additional pertinent information.

REFERENCE

On February 1, 1960, the Honorable LAWRENCE E. WALSH, Deputy Attorney General, Department of Justice, and former Judge, New York, New York, advised SA OLIVER B. JONES that he was officially acquainted with the applicant during the applicant's employment as Law Clerk, for District Judges [] and [] Southern District of New York. He stated that during the above period he had an opportunity to work with Judge [] on a very complicated case, and the applicant rendered invaluable services to them. He advised that he considers WALPIN to be a brilliant young man, and one with great promise in the legal field. He related that he only knew the applicant officially and from this association knew of nothing that would reflect upon his moral character, reputation, or loyalty. He added that he would have no hesitation in endorsing the applicant for the position he is seeking as Assistant United States Attorney in the Southern District of New York.

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MISCELLANEOUS

On January 27, 1960, IC [] caused a search to be made of the files of the Investigations Division, Civil Service Commission, and no record regarding the applicant was disclosed.

On January 28, 1960, IC [] caused a search to be made of the files of the Office of Special Investigations, Department of the Air Force, and no record regarding the applicant was disclosed.

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On February 1, 1960, IC [] determined that the files of the House Committee on Un-American Activities contained no record regarding the applicant, his father, MICHAEL WALPIN, and his brother, BERNARD GORDON WALPIN.

Routing Slip
FD-4 (Rev. 12-4-57)

Date 2/8/60

To

☒ Director

FILE # CE 77-4789

Att.

☐ SAC

Title

☐ ASAC

☐ Supv.

GERALD WALPIN

☐ Agent

DAPLI

☐ SE

ASSISTANT U. S. ATTORNEY

☐ CC

SOUTHERN DISTRICT OF NEW

☐ Steno

YORK

☐ Clerk

ACTION DESIRED

☐ Acknowledge

☐ Prepare lead cards

☐ Assign Reassign

☐ Prepare tickler

☐ Bring file

☐ Recharge serials

☐ Call me

☐ Return assignment card

☐ Correct

☐ Return file

☐ Deadline

☐ Return serials

☐ Deadline passed

☐ Search and return

☐ Delinquent

☐ See me

☐ Discontinue

☐ Send Serials

☐ Expedite

to

☐ File

☐ Submit new charge-out

☐ Initial & return

☐ Submit report by

☐ Leads need attention

☐ Type

☐ Open Case

☐ Return with explanation or notation as to action taken.

Rerep SA at Charlotte dated 2/5/60.

77-82383-15

NOT RECORDED

Attached are three copies of amended Page 3 reflecting neighborhood investigation at Greensboro, N. C.

SAC W. W. BROMWELL

CHARLOTTE

☐ See reverse side

Office

b6
b7c

2/10/60

PLAIN TEXT

AIR-TEL

AIR MAIL

TO: SAC, WASHINGTON FIELD OFFICE (77-66941)

FROM: SAC, DENVER (77-4130)

COVES
GERALD WALPIN, AUSA,
SOUTHERN DISTRICT OF NEW YORK

Reurairtel dated 2/4/60.

A review of applicant's service file, serial number AO 3059740 at the Records Service Division, Air Reserve Records Center, 3800 York Street, Denver, Colorado, by IC [] reflected the last efficiency report in applicant's file is dated 5/9/59. This efficiency report is rated "Excellent" and is signed by Lieutenant Colonel [] Staff Judge Advocate, U. S. Air Force.

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Applicant's file contained no information as to the efficiency report referred to in referenced airtel or any information of applicant appealing to the Board for Correction of Military Records at Washington, D. C.

Applicant's military service verified and reported in Denver report of IC [] dated 2/4/60.

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b7C

Washington Field Office handle.

RUC

2-WASHINGTON FIELD OFFICE (77-66941) (AM)

1-BUREAU (AM)

1-DENVER (77-4130)

DLR:cad

(4)

NOT RECORDED

5 FEB 12 1960

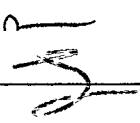
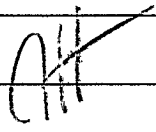
FEDERAL BUREAU OF INVESTIGATION

Reporting Office BOSTON	Office of Origin BUREAU	Date 2/11/60	Investigative Period 2/11/60
TITLE OF CASE GERALD WALPIN		Report made by RICHARD J. JONES	Typed By: jmp
		CHARACTER OF CASE DAPLI AUSA, SDNY	

~~XXXXXXXX~~

REFERENCE: Charlotte airtel to Boston dated 2/5/60.

- RUC -

Approved 	Special Agent In Charge	Do not write in spaces below	
Copies made: 3- Bureau 1 copies destroyed. 1- Boston (77-9404)		77-8235-17	
		RECORDED	
		FEB 15 1960	
			

A*

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA RICHARD J. JONES Office: Boston
Date: 2/11/60
Field Office File No.: Boston 77-9404 Bureau File No.:
Title: GERALD WALPIN

Character: DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF NEW YORK
Synopsis:

Employment verified and favorable.

- RUC -

Details: EMPLOYMENT

On February 11, 1960, [redacted] stated that in 1952 he was [redacted] of the Tom Thumb of N. C., Inc., an ice cream vending company, in Greensboro, North Carolina. He stated he hired GERALD WALPIN as a driver and salesman during the summer season, June to September, 1952. He stated the applicant was an excellent employee, honest, conscientious and hard working; that he was well liked by all with whom he came in contact.

He stated the applicant, during the period of time he was employed by him, resided at his home at 1125 Rucker Street, Greensboro, North Carolina. He considered the applicant to be of excellent character, reputation and associates and he had no reason to question his loyalty to the United States Government. He recommended the applicant favorably for any position of trust and confidence.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office NEW YORK	Office of Origin BUREAU	Date 2/1/60	Investigative Period 1/25/60 - 2/9/60
TITLE OF CASE GERALD WALPIN		Report made by <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	Typed By: dmb b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT ASSISTANT UNITED STATES ATTORNEY, SOUTHERN DISTRICT OF NEW YORK	

~~XXXXXXXX~~

REFERENCES

1/28/60. Bureau airtels to NY, dated 1/22/60 and
New Haven airtel to NY, dated 2/1/60.

ADMINISTRATIVE

ReBuairtel to NY, 1/28/60.

Paragraph two refers to case entitled, "MICHAEL
WALPIN: INTERNAL SECURITY - PO", NY file Bufile

b3
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Review of the file reflected that the Polish UN
Delegation, 149-151 East 67th Street, NYC, received correspondence
on 8/5/55, from M. WALPIN, 67 Amsterdam Avenue, NYC. Case was

Approved <i>[Signature]</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: 3 - Bureau <i>[initials]</i> 1 - New York (77-25040)		77- <i>[initials]</i> - 18	REC- 11
		NOT RECORDED	
		11 FEB 15 1960	
		<i>[initials]</i>	

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opened on WALPIN on 8/9/55. Investigation reflected that M. WALPIN's full name was MICHAEL WALPIN and his home address was 1726 Davidson Avenue, Bronx, NY. WALPIN at the address 67 Amsterdam Avenue, Bronx, NY, was in business for himself selling fire extinguishers on a retail and wholesale basis to industrial concerns, garages and stores in the NY area. Investigation failed to reflect any additional derogatory information and the case was closed on 11/7/55.

The above information is not being reported.

Paragraph two also refers to NY file 100-93764 (formerly 100-81746), case entitled, "YOUNG PROGRESSIVES OF AMERICA; IS-C," report of SA WILLIAM F. GLOSSA, dated 1/20/49, at NY, and NY file 121-3991 (formerly NY 77-7677), case entitled, [redacted] Attorney, Office of Alien Property, US Department of Justice, Washington, D.C., LGE," report of SA [redacted] dated 3/12/48, at NY.

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Both files were reviewed and information concerning BERNARD WALPIN has been included in instant report.

Paragraph three of referenced Buairtel refers to information furnished on 2/2/43, by MID, War Department, re arrest of BERNARD G. WALPIN on 1/26/43, by NYCPD.

As mentioned in NY FD 205, dated 2/5/60, a check of NYCPD records failed to reflect record of above arrest. NYCPD and Court records are being rechecked.

INFORMANTS

Identity of Source

File Where Located

New York T-1

100-0-47054

[redacted]

(By request)

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INFORMANTS (cont'd)

Identity of Source

File Where Located

New York T-2

121-3991-6
(formerly 77-7677)

(By request)

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New York T-3

100-93764-79
(formerly NY 100-81746)

Careful consideration has been given to each source concealed and T symbols were utilized in the report only in those instances where the identities of the sources must be concealed.

The several confidential informants mentioned in instant report are identified as follows:

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LEADS

NEW YORK

At New York, New York

Will report results of recheck of NYCPD and Court records re arrest of BERNARD WALPIN on 1/26/43.

Will report results of check of Queens, NY, Board of Elections records, concerning BERNARD G. WALPIN and
, when records are available.

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: [REDACTED]

Office: New York, New York

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Date: February 12, 1960

File Number: New York 77-25040

Title: GERALD WALPIN

Character: DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY,
SOUTHERN DISTRICT OF NEW YORK

Synopsis:

Birth verified. Education at CCNY verified and record clear. A representative at CCNY in 1947 furnished information which reflected that BERNARD G. WALPIN had been active on the CCNY campus in the ALP in 1938 and the American Student Union in 1936. [REDACTED] Associate Dean of Students, advised his records reflect no information concerning BERNARD WALPIN's affiliation with above organizations. [REDACTED] who knew applicant, BERNARD WALPIN and MICHAEL WALPIN, recommends. Applicant admitted to practice before NY State Bar on 12/5/55. Employments with two exceptions verified. Former employers recommend. Neighbors and references recommend. Credit on applicant, parents and two brothers clear. No credit record located for applicant's wife. No arrest records located. No record located Committee on Grievances, The Association of the Bar of the City of NY. No record located BSS, NYCPD. Election records, Bronx, NY, reflect MPP, Liberal Party and blank preferences. BERNARD WALPIN, as representative of ACLU, reportedly at meeting in 1941 of Committee on Academic Freedom of the ACLU. Members attending meeting reportedly expressed strong disapproval of the actions of the CCNY Administration in cases where faculty members were not reappointed due to suspicion of membership in CP. BERNARD WALPIN's name on list of prospective members of the YPA in 1948.

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DETAILS:

BIRTH

The records of the Board of Health, Bureau of Vital Statistics, Bronx, New York, as checked by IC WALTER P. QUIGLEY on February 1, 1960, reflected under Certificate number 12779 that GERALD WALPIN was born September 1, 1931, at the Prospect Hospital, Bronx, New York. His parents, both born in the United States and residing at 1025 Leggett Avenue, Bronx, New York, were listed as being MICHAEL WALPIN, age 40 in 1931 and MAY GORDON WALPIN, age 36 in 1931. This was the 3rd child born to MICHAEL and MAY WALPIN.

EDUCATION

City College, College of the City of New York (CCNY)
135th Street and Convent Avenue
New York, New York

On January 27, 1960, [redacted] College Office Assistant, Admissions Office, furnished the following information to IC [redacted]

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GERALD WALPIN was admitted to CCNY in February, 1948 from the William H. Taft High School, Bronx, New York. He attended CCNY from September, 1948 to June, 1952, including the summers of 1948 and 1951. He graduated on June 18, 1952, receiving a Bachelor of Arts Degree. His grade average during this period of attendance was 81.03 per cent. He ranked 108th in a class of 192.

[redacted] advised that due to the length of time that has elapsed since WALPIN attended CCNY, he could suggest the names of no instructors who might personally recall him.

On January 27, 1960, [redacted] Associate Dean of Students, advised IC [redacted] that his records reflect that GERALD WALPIN, born September 1, 1931, who resided at 1726 Davidson Avenue, Bronx, New York was admitted to CCNY in September, 1948 and graduated with a Bachelor of Arts Degree on June 18, 1952. The records reflect WALPIN's parents as MICHAEL and MAY WALPIN, nee GORDON. Records further reflected that the applicant had two brothers, BERNARD WALPIN and [redacted]

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[] stated that the following two employments were listed in the school's records for the applicant:

Y. Zahabian and Sons, New York, New York
As a general office aid
From July, 1946 to September, 1946
and from July, 1947 to September, 1947

I. Krantz, Bronx, New York
Counter Helper
From February, 1946 to February, 1948

[] stated that the records reflect that WALPIN was a member of the following organizations:

- Young Liberals (Chairman)
- Students For Democratic Action (Member)
- United World Federalists
- Students Council and School Affairs (Chairman)

[] advised that the applicant's record during his period of attendance was clear.

New York T-1, who is not available for recontact, made available on September 25, 1947, a list of names of former students at CCNY, which list sets forth the names of organizations in which these students had been active. The list contained the name BERNARD G. WALPIN, 1575 Townsend Avenue, Bronx, New York. Alongside WALPIN's name the following organizations were listed:

- A. American Labor Party, Spring, 1938
- B. Law clerk, American Civil Liberties Union, Summer, 1941
- C. Member, Executive Committee, American Student Union, Fall, 1936
- D. Signed petition for approval of American Student Union Charter, Spring, 1936

New York T-1, in 1947, []

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Information concerning the American Labor Party and the American Student Union is set forth later in this report in the Appendix section.

On February 11, 1960, [] previously mentioned, advised SA JOHN A. BEHRINGER that his records do contain a record on BERNARD G. WALPIN. He stated that WALPIN, during the period he attended CCNY, was extremely active in numerous student activities. The records reflect that he was a member of numerous organizations approved by the college. [] stated that his records do not reflect any of the above-listed organizations concerning BERNARD G. WALPIN.

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[] advised that he recalls both GERALD WALPIN and BERNARD G. WALPIN as former students at CCNY. He stated that both the applicant and his brother were well known on the college campus and were highly regarded. He said the applicant's brother, BERNARD, became acquainted with "left wing" or Communist dominated groups which were active on the campus. He said that to his knowledge BERNARD WALPIN was never active in any of these groups.

He advised that he is also acquainted with the applicant's father, MICHAEL WALPIN. He stated that MICHAEL WALPIN for many years has been an active member of one of the two major political parties. He said he considers the applicant, his father and his brother to be loyal Americans of excellent character and reputation. He said that he would recommend the applicant, in all respects, for a position with the United States Government.

ADMISSION TO THE NEW YORK STATE BAR

The records of the New York State Supreme Court, Appellate Division, First Department, Madison Avenue and 25th Street, New York, New York, as made available by [] on January 28, 1960, reflected the following information:

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GERALD WALPIN, born September 1, 1931, Bronx, New York, who resided at 1726 Davidson Avenue, Bronx, New York, and who was single in 1955, was admitted to practice before the New York State Bar on December 5, 1955. His parents were listed as being MICHAEL WALPIN, born in Connecticut, and MARY GORDON WALPIN, born in New York, New York.

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The following residences were listed in the records for the applicant:

September, 1931 to December, 1931
948 Leggett Avenue
Bronx, New York

January, 1932 to December, 1932
1235 Grand Concourse
Bronx, New York

January, 1933 to December, 1933
241 East 169th Street
Bronx, New York

January 1934 to December, 1935
1247 Grant Avenue
Bronx, New York

January, 1936 to October, 1944
1575 Townsend Avenue
Bronx, New York

November, 1944 to October, 1955
1726 Davidson Avenue
Bronx, New York

The following temporary residences were listed in the records for the applicant:

June, 1952 to September, 1952
1125 Tucker Street
Greensboro, North Carolina

September, 1952 to June 1955
(excepting summers)
Sterling Law Building
New Haven, Connecticut.

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The following education was listed in the records for the applicant:

Public School 64
Bronx, New York
September, 1937 to June, 1943

Junior High School 117
Bronx, New York
September, 1943 to February, 1946

William Taft High School
Bronx, New York
February, 1946 to June, 1948
Graduated June 28, 1948

City College, College of the City of New York
New York, New York
September, 1948 to June, 1952
Bachelor of Arts Degree received June 18, 1952

Yale Law School
New Haven, Connecticut
September, 1952 to June, 1955
LLB Degree received June 13, 1955

The following employments were listed in the records for the applicant prior to October, 1955:

June, 1947 to September, 1947
Office Clerk
Y. Zahabian and Sons
6 Maiden Lane
New York, New York

November 28, 1948 to December 18, 1948;
March 21, 1949 to May 7, 1949;
November 12, 1949 to December 21, 1949;
November 20, 1950 to December 23, 1950
Sales Clerk
R. H. Macy's
Herald Square
New York, New York

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June 7, 1949 to September 16, 1949
Credit Clerk
I. Miller and Sons
43-10 23rd Street
Long Island City, New York

January 10, 1950 to September 23, 1950;
March 10, 1951 to August 11, 1951
Research Assistant
Liberal Party
160 West 44th Street
New York, New York

June, 1952 to September, 1952
Driver salesman
Tom Thumb of N.C. Inc.
(Ice Cream Vending Company)
Greensboro, North Carolina

June, 1953 to September, 1953
Law Clerk
Hays, Wolf, Schwabacher, Sklar and Epstein
30 Broad Street
New York, New York

June, 1954 to September, 1954
Law Clerk
Thayer and Gilbert
52 Wall Street
New York, New York

July, 1955 to August, 1955
Law Clerk
Walbert Realty Company
107-46 Queens Boulevard
Forest Hills, New York

September, 1955 to October, 1955
Law Clerk
Judge
United States District Court (USDC)
Southern District of New York
Foley Square
New York, New York

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It is noted that the records contained letters from a representative of each of the above-mentioned employments, verifying the applicant's periods of employment, with the one exception of the employment with Y. Zahabian and Sons. In each instance these letters of verification, of the applicant's employment, stated that the applicant's services were satisfactory.

The records contained an affidavit signed by the applicant dated October 11, 1955 which states that the firm Y. Zahabian and Sons, 6 Maiden Lane, New York, New York, where the applicant was employed from June, 1947 to September, 1947, was no longer in business. The affidavit reflected the the owner of this company, a [redacted] had gone out of business and returned to his native country, [redacted]

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The records listed membership in the following organizations for the applicant:

1946 to 1952
Young Liberals
160 West 44th Street
New York, New York
(Youth group of the Liberal Party)

1947 to 1950
Students For Democratic Action
9 East 46th Street
New York, New York

1950 to 1952
Government and Law Society
City College, College of the City of New York
New York, New York

1954 to 1955
Phi Delta Phi
Yale Law School
New Haven, Connecticut

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EMPLOYMENTS

Judge [redacted]
United States District Court
Southern District of New York (SDNY)
Foley Square
New York, New York

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On February 9, 1960, the Honorable [redacted]
United States District Judge, advised that he employed
GERALD WALPIN as a law clerk for about five or six months during
late 1956 and early 1957. He stated WALPIN resigned to
enter military service. He said WALPIN had previously been
employed, as a law clerk, by Judge [redacted] during
1955-1956 and Judge [redacted] had highly recommended WALPIN.

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Judge [redacted] advised that WALPIN had an excellent
educational background and a good legal mind. He was industrious,
punctual and exhibited good judgement. He stated he never had
any reason to question WALPIN's character, reputation or
loyalty to the United States. He said he has met the applicant's
wife and she appears to be a charming individual. He stated
he would recommend WALPIN, without any reservations, for a
position as an Assistant United States Attorney in the offices
of the United States Attorney, SDNY.

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Judge [redacted]
United States District Court
Southern District of New York
Foley Square
New York, New York

On January 28, 1960, the Honorable [redacted] [redacted] United States District Judge, advised that he employed GERALD WALPIN from September, 1955 to September, 1956 as a law clerk in his offices. He stated that the faculty of the Yale Law School, New Haven, Connecticut had recommended the applicant to him. He stated that he employs law clerks for only a years employment at a time. He said that he found the applicant to be one of the best law clerks he has ever employed. He said he considers WALPIN to be mature, aggressive, original, trustworthy, personable and devoted to the interests of justice. He said that the applicant was an excellent student while at Yale Law School and during his period of employment showed that he had a good working knowledge of law. Judge [redacted] advised that he considers WALPIN to be a young man of good moral and general character and added that he never had any reason to question his loyalty to the United States or his reputation. He said that he met the applicant's father and also met the applicant's wife, after the applicant had completed his employment in his offices. He said that the applicant's father and wife appeared to be pleasant individuals.

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Judge [redacted] advised that in September, 1956, he recommended the applicant to Judge [redacted]. He stated the applicant worked as a law clerk for Judge [redacted] for several months just prior to his entering the military service in early 1957. He stated that he is aware that the applicant is interested in employment in the United States Attorney's Office, SDNY. He said that he has written a letter recommending the applicant for such a position. He said that he would recommend the applicant, without any hesitation, for a position as an Assistant United States Attorney in the Offices of the United States Attorney, SDNY.

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Walbert Realty Company
107-46 Queens Boulevard
Forest Hills, New York

On February 2, 1960, Mr. BERNARD G. WALPIN, Attorney, 7101 Austin Street, Forest Hills, New York, advised that he is the applicant's brother. He said that he formerly owned and operated the Walbert Realty Company at 107-46 Queens Boulevard, Forest Hills, New York. He said he employed the applicant during the summer of 1955 as a law clerk.

He said the applicant left this employment to accept a position as a law clerk with Judge [REDACTED] USDC, SDNY, New York, New York. He stated that his brother's services were entirely satisfactory and he considered him to have a good knowledge of law.

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Mr. WALPIN advised that the employment listed for his brother in the records of CCNY, I. Krantz, would be the employment of the applicant by his late father-in-law (BERNARD WALPIN's father-in-law). He stated that his father-in-law owned a candy store on Mount Eden Avenue, Bronx, New York and the applicant worked for him at his soda fountain on a part time basis for a couple of years while he was attending high school.

Thayer and Gilbert
52 Wall Street
New York, New York

On February 3, 1960, [REDACTED] Attorney, partner in the firm of Gilbert and Segall, 405 Park Avenue, New York, New York, advised that his firm was formerly known as Thayer and Gilbert and was formerly located at 52 Wall Street, New York, New York. He stated that the firm employed the applicant as a law clerk during the summer of 1954. He said the applicant's services were entirely satisfactory and at that time he considered the applicant to be a good student of law.

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He stated that he was acquainted with the applicant's brother, BERNARD G. WALPIN. He said he and the applicant's brother attended Yale Law School at the same time. He advised that he considers both the applicant and his brother to be loyal Americans of excellent character and reputation. He stated that he would recommend the applicant for a legal position with the United States Government.

On February 3, 1960, [redacted] b6
Gilbert and Segall, 405 Park Avenue, New York, New York, b7C
advised that he recalls the applicant being employed as a law clerk by this firm during the summer of 1954. He said he recalls the applicant as being a bright, capable, industrious young man. He said WALPIN, in 1954, was attending Yale Law School. He stated the applicant exhibited a good knowledge of law. He stated he never had any reason to question the applicant's loyalty, character or reputation. He said he would recommend the applicant for a legal position with the United States Government.

Hays, Sklar and Herzberg
579 5th Avenue
New York, New York

On February 3, 1960, [redacted] b6
advised that GERALD WALPIN, 1726 Davidson Avenue, Bronx, b7C
New York was employed as a law clerk from July 3, 1953 to September 4, 1953. She stated the records reflect WALPIN's services were entirely satisfactory and he would be eligible for re-employment.

On February 3, 1960, [redacted]
[redacted] advised that this firm was formerly known as Hays, Wolf, Schwabacher, Sklar and Epstein and was located at 30 Broad Street, New York, New York. He stated that he recalls WALPIN being employed as a law clerk during the summer of 1953. He stated that he remembers the applicant as being an intelligent, punctual, responsible, trustworthy individual, whose services were entirely satisfactory. He said that WALPIN appeared to have a good working knowledge of law.

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He said that he had no reason to question the applicant's loyalty, character or reputation. He advised that based on his recollection of the applicant, he would recommend him for a legal position with the United States Government.

R. H. Macy's
Herald Square
New York, New York

On February 1, 1960, [redacted] advised SA THOMAS C. HEINAUER that his records reflect that GERALD WALPIN, 1726 Davidson Avenue, Bronx, New York, Social Security Number 051-26-0359, was employed as a temporary salesman from November 26, 1948 to December 18, 1948; from March 31, 1949 to May 7, 1949; from November 12, 1949 to December 21, 1949; and from November 20, 1950 to December 23, 1950. His services were terminated on each occasion because the work for which he was hired was completed. He stated that due to the temporary nature of the applicant's work and the length of time which has elapsed since he was employed, he could recommend no one who might recall the applicant.

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Liberal Party
160 West 44th Street
New York, New York

On February 3, 1960, [redacted] advised that her records reflect the applicant was employed on a part-time basis doing clerical work during 1950 and 1951. She stated that her records prior to 1950 were not complete and she, therefore, could not verify WALPIN's employment during 1947, 1948 and 1949.

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On February 3, 1960, [redacted] advised that the applicant was employed at the Headquarters of the Liberal Party doing clerical work and assisting in the mailing department on a part-time basis for about 5 years while he was attending high school and CCNY. He said that he does not recall the exact dates and no longer has records available which would reflect the exact dates of the applicant's

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employment. [] advised that he considers WALPIN to be an industrious, intelligent, able young man, who believes deeply in American democratic principles. He stated that he knows that the applicant was enrolled in the Liberal Party during the early 1950's, but has not been affiliated with this political party for several years. He said that he is acquainted with the applicant's parents and his two brothers. He said the applicant's father was always a member of one of the two major political parties. He said the applicant's brothers were in the past enrolled in the Liberal Party, but have not been affiliated with this party for several years.

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He advised that he considers all members of the WALPIN family to be loyal Americans with excellent character and reputation. He said he knows of no activities on the part of the applicant or any member of his family which would not be in the best interests of the United States. He stated that he would recommend the applicant for a legal position with the United States Government. He advised that none of the current employees at the Headquarters of the Liberal Party were employed during the period of the applicant's employment. He stated that the only individual he could think of who might have been acquainted with the applicant during his period of employment is a [] who also worked on a part-time basis for the Liberal Party.

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I. Miller and Sons
43-10 23rd Street
Long Island City, New York

On February 4, 1960, [] advised that his records reflect that GERALD WALPIN, born September 1, 1931, residence 1726 Davidson Avenue, Bronx, New York, Social Security Number 051-26-0359, was employed in this firm's wholesale credit department in a clerical capacity from June 7, 1949 to September 16, 1949, when he resigned to return to school. [] stated that the applicant's record was clear and he would be eligible for re-employment.

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He advised that the records reflect the following prior employment for the applicant:

Y. Zahabian and Sons
6 Maiden Lane
New York, New York

He stated that this firm directed a letter to Y. Zahabian and Sons in 1949 requesting information concerning the applicant's employment with that firm. He advised that Y. Zahabian and Sons answered this request and advised that the applicant's services, when employed during the summer of 1947, were entirely satisfactory.

[] stated that he has a vague recollection of the applicant, but does not remember him well enough to comment specifically concerning him. He stated that he could suggest no one else, currently employed by the firm, who would be in a position to recall the applicant.

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Y. Zahabian and Sons
6 Maiden Lane
New York, New York

A check of the current New York City Telephone Directories on January 28, 1960, failed to reflect a listing for the above-captioned firm.

It is noted that the records of the New York State Supreme Court, Appellate Division, First Department, New York, New York, previously mentioned in this report, contains an affidavit signed by the applicant on October 11, 1955, which reflects that [] the owner of the above-captioned firm, had returned to his native land, []

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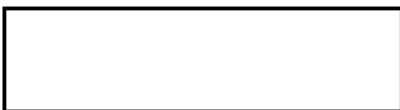
I. Krantz
Bronx, New York

It is noted that the records of CCNY reflect that the applicant was employed by I. Krantz from February, 1946 to February, 1948 as a counter helper.

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It is further noted that BERNARD G. WALPIN, the applicant's brother, whose comments are set out previously in this report, advised that I. KRANTZ was his late father-in-law. BERNARD WALPIN further advised that he recalls the applicant being employed by I. KRANTZ on a part-time basis while he was attending high school.

NEIGHBORHOOD



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On February 4, 1960, [redacted]
Superintendent; [redacted]
[redacted]
advised that they have known the applicant and his parents as tenants in this apartment building for the past 15 years. They stated that the applicant's two brothers, BERNARD and [redacted] formerly resided at this address, but are married and now live in Queens, New York. They said the applicant was married about 3 years ago and has spent the last 3 years in the military service. They stated he recently was discharged from the military service.

They advised that they considered all members of the WALPIN family to be individuals of excellent character, reputation and loyalty. They stated that they would recommend the applicant for a legal position with the United States Government.

On February 4, 1960, [redacted]
[redacted] advised that they have resided in this apartment building for less than 4 months. They stated that they are not personally acquainted with the WALPINS.

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REFERENCES

On January 28, 1960, [redacted] Attorney,
[redacted] New York, advised that he has been acquainted with the applicant for approximately 15 years. He stated that he attended Yale Law School with the applicant,

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and has continued to see him on a social basis since they graduated from Yale Law School in 1955. He said the applicant was the editor of the Yale Law Journal and ranked 4th or 5th in his class. He stated that the applicant enjoyed a good reputation while attending Yale Law School and made an excellent record for himself during his attendance.

He advised that he has met the applicant's parents, brothers and wife and considers all members of the WALPIN family to be loyal Americans of excellent character and reputation. He stated that he would recommend the applicant for a legal position with the United States Government.

On February 4, 1960, [redacted] Assistant District Attorney, New York County, 155 Leonard Street, New York, New York, advised he has known the applicant for approximately 11 years. He stated that he met the applicant when they were both attending CCNY and they later became good friends while attending Yale Law School together. He said that he was the applicant's roommate at Yale Law School for one year and had considerable social contact with the applicant at Yale Law School. He said the applicant is moderate in his habits, a loyal American, a man of high principles, has an excellent legal mind, is extremely talented and was well thought of by his fellow students at Yale Law School. He advised that he would highly recommend the applicant for a legal position with the United States Government.

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On February 8, 1960, [redacted] [redacted] Berle, Berle and Brunner. 70 Pine Street. New York, New York, who resides at [redacted] New York, advised that he knew the applicant since 1952, when they both started school at Yale Law School, New Haven, Connecticut. He stated that he and WALPIN were roommates at Yale Law School for one year. He said the applicant was an outstanding student and had an excellent legal mind. He was editor of the Yale Law Journal and was one of the top men in his class. He stated WALPIN was industrious, competent and a man of excellent moral and general character. He was moderate in all of his habits and was well liked by his fellow students.

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[redacted] advised that he has never had any reason to question WALPIN's loyalty to the United States. He stated he would recommend him, in all respects, for a legal position with the United States Government.

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Credit

The records of the Credit Bureau of Greater New York, as checked through [redacted] by IC [redacted] on January 27, 1960 and February 1, 1960, reflected the following information:

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GERALD WALPIN, MICHAEL WALPIN and MAY WALPIN, 1726 Davidson Avenue, Bronx, New York; BERNARD G. WALPIN, 64-51 214th Street, Bayside, Long Island, New York, and [redacted] [redacted] New York, enjoy clear credit ratings.

No record was located for [redacted]
[redacted], New York.

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Arrests

On January 27 and 28, 1960, SA AUGUST J. MICEK caused the records of the New York City Police Department (NYCPD) to be checked through Deputy Inspector [redacted] Bureau of Criminal Identification; Acting Captain [redacted] Information Unit; Lieutenant [redacted] Old Record Room (all of the above of the NYCPD); and [redacted] Fingerprint Bureau, Magistrate's Court, City of New York. No record was located for the applicant, his parents, his wife, or his [redacted]

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Miscellaneous

On January 28, 1960, [redacted] Receptionist, New York County Lawyers Association, 14 Vesey Street, New York, New York, advised that she could locate no record of membership for the applicant.

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On February 3, 1960, [redacted] Secretary, Committee on Grievances, The Association of the Bar of the City of New York, 42 West 44th Street, New York, New York, advised that she could locate no record of membership for the applicant. She stated the records of the Committee on Grievances reflect no information which would reflect adversely upon WALPIN's background or integrity.

The records of the Bureau of Special Services, New York City Police Department, as checked by SA AUGUST J. MICEK, on January 27, 1960, through Deputy Inspector [redacted] failed to reflect any record for the applicant, his wife, parents or brothers, whose names have been mentioned previously in this report.

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The records of the Board of Elections, Bronx, New York, as checked by IC ROBERT W. SCHERRER on February 2, 1960, reflected the following information:

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MICHAEL WALPIN and MAY G. WALPIN registered and indicated preferences for one of the two major political parties from 1933 through 1959.

GERALD WALPIN registered and indicated preferences for the Liberal Party in 1952 through 1955. No record was located for him in 1956. He registered and indicated "blank" preferences in 1957 through 1959.

Information concerning the Liberal Party is set forth later in this report in the Appendix section.

BERNARD G. WALPIN registered and indicated "blank" preferences in 1941, 1942, 1944-1946. He registered a preference for one of the two major political parties in 1943 and for the Liberal Party in 1947. No record was located for BERNARD G. WALPIN prior to 1941 or subsequent to 1947.

[redacted] registered and was listed as a military voter in 1944 and 1945; indicated "blank" preferences in 1946, 1950 and 1951; indicated preferences for the Liberal Party in 1947 and 1948, and indicated a preference for one of the two major political parties in 1949. No record was located for [redacted] prior to 1944 or subsequent to 1951.

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[redacted] registered for her first vote in 1957. She indicated preferences for one of the two major political parties in 1957, 1958 and 1959.

During February, 1960, several confidential informants, who have knowledge of certain phases of Communist activity in the New York area, advised they are not acquainted with and could furnish no information regarding the applicant or his relatives, whose names have been mentioned above.

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On August 7, 1942, a Motion of Appeal was filed in the New York State Court of Appeals on behalf of [redacted] who was convicted on June 28, 1941, for having [redacted] in the City College of New York before the New York State Legislative Committee which investigated subversive activities in the New York City Public Schools and Colleges. (This Committee was known as and will be referred to hereinafter as the Rapp-Coudert Committee.) At the time the Motion of Appeal was filed several individuals filed briefs as amici curia. [redacted] of Council for the New York City Lawyers Guild was one of those who filed such a brief in this matter.

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New York T-2 furnished a copy of a report prepared by [redacted] concerning a meeting of the Committee on Academic Freedom of the American Civil Liberties Union held on September 19, 1941. [redacted] was present as representative of the American Committee for Democracy and Intellectual Freedom in order to present the cases of the City College of New York Evening Session faculty members who had been denied reappointment because they were "named" before the Rapp-Coudert Committee. Members of the American Civil Liberties Union present were [redacted] and BERNARD G. WALPIN, counsel and secretary respectively of the Committee on Academic Freedom. [redacted]

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At this meeting, according to the report furnished by New York T-2, "members of the American Civil Liberties Union Committee expressed strong disapproval of the actions of the City College Administration in these cases (in holding that 'suspicion of membership in the Communist Party was held to be sufficient reason for not reappointing these instructors as stated by [redacted] and the burden of proving beyond any doubt that they are not members has been thrown on them.....') and [redacted] were asked to prepare a letter to be sent to the Board (of Education) in the name of the American Civil Liberties Union Committee, the resulting correspondence to be made public."

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Information concerning [redacted] is set forth later in this report in the Appendix section.

NY 77-25040

On July 12, 1948, New York T-3 furnished several lists of names which, according to the informant, are the young people who were [REDACTED]

It will be noted that in most instances the youth organizations in which the prospective member is already affiliated has been set out beside his name or her name.

One of these lists, dated December 30, 1946, which was described as a "complete list of all paid-up members of the Young Citizens - Political Action Committee, 23rd Congressional District", contained the name BERNARD WALPIN, 1726 Davidson Avenue, Bronx, New York.

Information concerning the Young Progressives of America is set forth later in this report in the Appendix section.

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APPENDIX

NY 77-25040

AMERICAN LABOR PARTY

The "Guide to Subversive Organizations and Publications," revised and published as of January 2, 1957, prepared and released by the Committee on Un-American Activities, United States House of Representatives, Washington, D. C., contains the following concerning the American Labor Party:

- "1. 'For years, the Communists have put forth the greatest efforts to capture the entire American Labor Party throughout New York State. They succeeded in capturing the Manhattan and Brooklyn sections of the American Labor Party but outside of New York City they have been unable to win control.'
(Special Committee on Un-American Activities, House Report 1311 on the CIO Political Action Committee, March 29, 1944, p. 78.)
- "2. 'Communist dissimulation extends into the field of political parties forming political front organizations such as the * * * American Labor Party. The Communists are thus enabled to present their candidates for elective office under other than a straight Communist label.'
(Internal Security Subcommittee of the Senate Judiciary Committee, Handbook for Americans, S. Doc. 117, April 23, 1956, p. 91.)"

On October 7, 1956, PETER HAWLEY, New York State Chairman, American Labor Party, publicly announced the American Labor Party State Committee unanimously approved a resolution dissolving the organization and ordering the liquidation of its assets.

APPENDIX

NY 77-25040

AMERICAN STUDENT UNION

The "Guide to Subversive Organizations and Publications," revised and published as of January 2, 1957, prepared and released by the Committee on Un-American Activities, United States House of Representatives, Washington, D.C., contains the following concerning the American Student Union:

- "1. Cited as a Communist front which was 'the result of a united front gathering of young Socialists and Communists' in Columbus, Ohio in 1935. The Young Communist League took credit for the creation of the organization, which offered free trips to the Soviet Union. It claimed to have led as many as 500,000 students out in annual April 22 strikes in the United States.
(Special Committee on Un-American Activities, Annual Report, H. R. 2, January 3, 1939, p. 80; also cited in Annual Reports, H. R. 1476, January 3, 1940, p. 9, H. R. 2277, June 25, 1942, p. 16; and in House Report 1311 on the CIO Political Action Committee, March 29, 1944, p. 159.)
- "2. Cited as subversive and un-American.
(Special Subcommittee of the House Committee on Appropriations, Report, April 21, 1943, p. 3.)"

APPENDIX

NY 77-25040

LIBERAL PARTY

Concerning the Liberal Party, the following is noted:

In the "New York Times" issue of March 1, 1944, it was reported that a call had been issued for a state-wide convention to form the Liberal Party by DEAN ALFANGE and JOHN L. CHILDS. It was reported that the proposed political party would have as its nucleus the "Right Wing" of the American Labor Party, together with Liberal-minded citizens of New York, regardless of party affiliations.

The "New York Times" issue of May 20, 1944, in a news dispatch reported that the Liberal Party was started on May 19, 1944, at a convention in New York. The "backbone" of the Liberal Party was reported as consisting of groups from the "Right Wing" of the American Labor Party who lost control of that party in the 1944 primaries to the "Left Wing", or Communist elements.

In a letter to the "New York Times" bearing a date of December 12, 1944, Mr. JOHN L. CHILDS, the then State Chairman of the Liberal Party, said in part: "the Liberal Party was initiated by non-Communist elements of the American Labor Party."

APPENDIX

NY 77-25040

MORRIS U. SCHAPPES

The records of the Clerk of the General Sessions Court, County of New York, New York, reflect that MORRIS U. SCHAPPES, an instructor in English at the City College, College of the City of New York, was dismissed on March 15, 1941, following an investigation of Communism in the Educational System of the State of New York by the Rapp-Coudert Joint Legislative Committee. At these hearings, SCHAPPES admitted that he had been a member of the Communist Party and active as such on the college campus from 1935 to 1940. He testified specifically that during the period of his activity there were but four members of the City College Unit of the Communist Party, whereas other witnesses offered testimony showing there were fifty members. On the basis of the testimony, SCHAPPES was indicted on four counts for giving false testimony before the Committee. He was convicted on June 28, 1941, in the General Sessions Court, New York, New York, and sentenced to serve eighteen to twenty-four months in the State Prison.

APPENDIX

NY 77-25040

YOUNG PROGRESSIVES OF AMERICA (YPA)

HERBERT ROMERSTEIN, a self-admitted former Communist and YPA member, in testimony before a sub-committee of the Committee of the Judiciary, United States Senate, on April 12, 1951, and June 12, 1951, stated that the YPA was set up on the basis of the needs of the Communist Party. YPA members were active within the organization as Communists and the organization was developed along Communist Party lines. ROMERSTEIN also related that YPA leadership was composed of Communist Party members. He further testified that the founding convention of the YPA was held in Philadelphia, Pennsylvania, in 1948.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

New York, New York
February 12, 1960

In Reply, Please Refer to

File No. NY 77-25040

GERALD WALPIN
DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY,
SOUTHERN DISTRICT OF NEW YORK

New York T-1 and New York T-3, mentioned in the New York report of Special Agent [redacted] dated and captioned as above, were in a position to furnish reliable information. New York T-2 and the several confidential informants, mentioned in the same report, have furnished reliable information in the past.

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This is furnished for your information and should not be disseminated to unauthorized persons or agencies.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office WASHINGTON FIELD	Office of Origin BUREAU	Date 2/15/60	Investigative Period 2/5 - 11/60
TITLE OF CASE GERALD WALPIN		Report made by <div style="border: 1px solid black; height: 1.2em; width: 100%;"></div>	Typed By: pah b6 b7C
		CHARACTER OF CASE DAPLI AUSA, SOUTHERN DISTRICT OF NEW YORK	

~~ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED~~

REFERENCE

Report of SA dated 2/8/60
at Washington, D. C.

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- R U C -

Approved <i>J. H. / J. H.</i>	Special Agent In Charge	Do not write in spaces below	
Copies made: ③ - Bureau (copies destroyed) 1 - Washington Field (77-66941)		77- 82383- 19	
		NOT RECORDED FEB 23 1960	

- A* -
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: [REDACTED]
Date: 2/15/60

Office: Washington, D. C.

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Field Office File No.: 77-66941

Bureau File No.:

Title: GERALD WALPIN

Character: DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY
SOUTHERN DISTRICT OF NEW YORKSynopsis: [REDACTED] nothing identifiable re applicant's wife, [REDACTED]
[REDACTED]b6
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b7EDETAILS: AT WASHINGTON, D. C.

SA [REDACTED] caused a search to be made of the files of the [REDACTED] and on February 11, 1960, no pertinent identifiable information regarding the applicant's wife, [REDACTED] was disclosed.

FEDERAL BUREAU OF INVESTIGATION

Reporting Office NEW YORK	Office of Origin BUREAU	Date 2/18/60	Investigative Period 2/8/60 - 2/18/60
TITLE OF CASE GERALD WALPIN		Report made by <div style="border: 1px solid black; height: 20px; width: 150px;"></div>	Typed By: eah b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT ASSISTANT UNITED STATES ATTORNEY, SOUTHERN DISTRICT OF NEW YORK	

XXXXX

REFERENCES

Bureau airtels to NY, dated 1/22/60 and 1/28/60.
Report of SA dated 2/12/60 at NY.

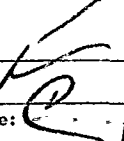
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-RUC-

ADMINISTRATIVE

Re Bureau airtel to NY, dated 1/28/60.

Paragraph three of referenced airtel, dated 1/28/60, reflects that information was received from MID War Department on 2/2/43, which furnished a list of the names of persons arrested by the NYCPD on 1/26/43, for picketing in front of 25 Broadway, New York City, location of the British Consulate. Trial was to be held on 2/11/43 at Bowery Court. Among those listed was one BERNARD G. WALPIN, 1575 Townsend Avenue, Bronx, New York.

Approved 	Special Agent In Charge	Do not write in spaces below		
Copies made: 3 - Bureau 1 - New York (77-25040)		77	82383	20
		NOT RECORDED		
		14 FEB 19 1960		

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NY 77-25040

ADMINISTRATIVE (CONT'D)

As previously mentioned in the cover pages of referenced NY report of SA [redacted] dated 2/12/60, a check of the records of the NYCPD failed to reflect an arrest record for BERNARD G. WALPIN.

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Additional rechecks of these records also failed to reflect any arrest record for BERNARD G. WALPIN. A check of the old court records reflected that BERNARD G. WALPIN was the attorney for the arrested individuals who were picketing the British Consulate in New York City, during 1943. This information is set forth in enclosed report.

INFORMANTS

Identity of Source

File Where Located

NY T-4
Pretext telephone call
by SA JOHN J. MANNING

100-7546-244

Documentation of Fellowship of Reconciliation

NY T-5
Former [redacted]

Used in documentation of the (YPSL) (YSL)

NY T-6
Former [redacted]

Used in documentation of the (YPSL) (YSL)

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COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: [REDACTED]

Office: NEW YORK

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Date: 2/18/60

File Number: New York 77-25040

Title: GERALD WALPIN

Character: ~~DEPARTMENTAL~~ APPLICANT
ASSISTANT UNITED STATES ATTORNEY, SOUTHERN DISTRICT OF NEW YORK

Synopsis: No arrest record located for BERNARD G. WALPIN. [REDACTED]
[REDACTED] charged with [REDACTED] Records of
the Board of Elections, Queens, New York, and the Bronx,
New York, reflect that BERNARD WALPIN [REDACTED]
when registering to vote between the years 1951-1959,
registered preference for one of the two major political
parties. In 1943, BERNARD G. WALPIN was attorney for 23
defendants arrested by the NYCPD for picketing in front
of the British Consulate in New York City.

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-RUC-

NY 77-25040

DETAILS:

Arrest

On February 9, 10, and 11, 1960, SA DAVID G. JENKINS caused the records of the New York City Police Department (NYCPD) to be checked through Deputy Inspector [redacted] Bureau of Criminal Identification; Acting Captain [redacted] Information Unit; Lieutenant [redacted] Old Record Room; (all of the above of the New York City Police Department); [redacted] Fingerprint Bureau, Magistrate's Court, City of New York. No record was located for BERNARD G. WALPIN. These records did reflect that [redacted] age [redacted] occupation [redacted] who resided at [redacted] New York, was arrested and charged with disorderly conduct on January 2, 1941. This disorderly conduct charge was caused by [redacted] activity while [redacted] [redacted] New York. The records indicate that on January 2, 1941, [redacted] received a suspended sentence.

Miscellaneous

The records of the Queens, New York Board of Elections as checked by IC ROBERT W. SHERRER on February 12, 1960, reflected that BERNARD WALPIN registered to vote from 64-51 214th Street, Bayside, New York, from 1952 through 1959. On each occasion, BERNARD WALPIN indicated a preference for one of the two major political parties. [redacted] registered from 1955 to 1959 from 150-49 60th Street, Flushing, New York, and on each occasion indicated a preference for one of the two major political parties.

The records of the Board of Elections, Bronx, New York, as checked by IC WALTER P. QUIGLEY on February 16, 1960, reflected that BERNARD WALPIN in 1950 and 1951

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and [] in 1952 and 1953 registered from []
[] New York, and indicated preferences
for one of the two major political parties or indicated
a "blank" preference.

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The records of the City Magistrate's Court,
Old Record Room, 100 Centre Street, New York, New York,
as made available by [] on February
17, 1960, reflected the following information:

On January 26, 1943, a group of thirty individuals
were arrested and charged with disorderly conduct for
picketing in front of 25 Broadway, New York, New York,
the location at that time of the British Consulate. At
the time of the picketing, leaflets were distributed by
these individuals which read in part as follows:

"TODAY IS INDEPENDENCE DAY FOR THE PEOPLE OF INDIA

"We believe that it is the inalienable right of
the Indian people, as of any other people, to have freedom
and to enjoy the fruits of their toil and have the necessities
of life so that they may have full opportunities of growth.
We believe also that if any government deprives a people
of these rights and oppresses them, the people have a
further right to alter it or abolish it. The British
Government in India has not only deprived the Indian people
of their freedom, but has based itself on the exploitation
of the masses, and has ruined India economically, politically,
culturally, and spiritually. We believe, therefore, that
India must sever the British connection and attain complete
independence.

"--from India's Declaration of Independence.

"India's Declaration of Independence was adopted
by popular gatherings all over India in the latter part of
1929, and January 26, 1930, was set as its date of adoption.

NY 77-25040

"This is the 13th anniversary of their declaration of independence and the people of India are still struggling for their freedom.

"In contrast to the bloodshed in which the entire world is enveloped, the Non-Violent Revolution in India has taken very few lives on either side and very little deep-seeded hatred has been generated. And all this in spite of the fact that this revolution has been going on for over twenty years.

"'NO NATION IS GOOD ENOUGH TO RULE ANOTHER NATION' -
ABRAHAM LINCOLN"

"NEW YORK YOUTH COUNCIL OF THE FELLOWSHIP OF
RECONCILIATION, 2929 BROADWAY, NEW YORK, NEW YORK"

"YOUNG PEOPLE'S SOCIALIST LEAGUE, 303 4TH AVENUE,
NEW YORK CITY"

"FREE INDIA COMMITTEE, 2013 5TH AVENUE, NEW YORK, NEW YORK"
"YOUTH COMMITTEE FOR DEMOCRACY, 112 EAST 19TH STREET,
NEW YORK CITY"

The defendants after being arrested were booked at the Second Precinct, NYCPD, and then taken to Manhattan Night Court for a hearing.

On January 28, 1943, 23 of the above-mentioned defendants arrested on January 26, 1943, were arraigned for a hearing in the Bowery Magistrate's Court before Magistrate JOSEPH GLEBOCKI. They were represented by three attorneys from the American Civil Liberties Union, one of these attorneys being BERNARD G. WALPIN, 1575 Townsend Avenue, Bronx, New York.

BERNARD G. WALPIN stated before Judge GLEBOCKI that he was a member of the American Civil Liberties Union, the John Hay Republican Club, and the New York City Patrol Corps.

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On January 26, 1943, he was in his office on Nassau Street, New York City, when [redacted] of the American Civil Liberties Union called him by telephone and asked him to go to 25 Broadway, where a picket line was expected to form. He said he went to the location and made notes. He said that it was his impression that it was not the pickets who caused the crowd to gather but the presence of the police in front of 25 Broadway, New York, New York.

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The defense attorneys moved for a dismissal of the charges against the defendants. This was denied by Judge GLEBOCKI and he requested that both sides file briefs. He reserved decision until February 11, 1943, at the Bowery Court. The defendants were released with the provision that there would be no further picketing until a decision had been reached.

The records reflect that on February 11, 1943, the cases against the defendants were dismissed and sentences were suspended.

Information concerning the Fellowship of Reconciliation, Free India Committee, Young People's Socialist League, and the Youth Committee for Democracy is set forth in the appendix section of this report.

APPENDIX

NY 77-25040

FELLOWSHIP OF RECONCILIATION (FOR)

[redacted] 1860 Beacon Street,
Brookline, Massachusetts, [redacted] Boston
Council of Social Agencies, in the summer of 1942,
furnished SA [redacted] a booklet entitled "What
is the Fellowship of Reconciliation?" This booklet
reflects that the Fellowship of Reconciliation (FOR)
was organized in England and extended to the United
States in 1915 as the movement of Christian protest
against war and faith in a better way than violence
for the solution of all conflict. The members of the FOR
refuse to participate in any war or to sanction military
preparations.

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According to the booklet, its members worked
to abolish war and to foster good will among races, nations
and classes.

GEORGE HEWLETT, deceased, a member of the Communist
Party from 1929 to about 1943, advised in 1948 that the
organization called the FOR is an interracial pacifist
type of organization dominated by racial rather than political
motives. It strives to solve the world's problems through the
use of peaceful methods rather than by force, and also
strives to eliminate racial discrimination.

In 1946, [redacted] a member of the
FOR in New York City, advised New York T-4 that the FOR is a
religious pacifist group. She stated that the Free India
Committee is a subsidiary of the FOR.

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APPENDIX

NY 77-25040

FREE INDIA COMMITTEE

It is noted previously in this report, under the characterization of the Fellowship of Reconciliation (FOR), that the Free India Committee was a subsidiary of FOR.

APPENDIX

YOUNG SOCIALIST LEAGUE (YSL)

The March 1, 1954, issue of the "Young Socialist Challenge," published as page three of "Labor Action," an official publication of the Independent Socialist League (ISL), contained an article concerning the creation of the YSL, which pointed out that at a unity conference occurring February 12-14, 1954, at Labor Action Hall, New York, New York, a merger occurred between the Young People's Socialist League (YPSL) and the Socialist Youth League (SYL). The new organization was named the YSL.

A confidential informant on June 15, 1954, made available the minutes of the YSL's National Action Committee meeting of April 13, 1954, which reflected that one S. SITEMAN, "Chairman of SP (Socialist Party) Youth Committee," had objected to a statement appearing in "Commerce," a New York University journal, which indicated that the YPSL merged with the SYL to form the YSL. He explained that the YPSL did not merge with anyone, that it continued to exist as the youth section of the Socialist Party. He explained that a small group of the YPSL was dropped, expelled, or suspended from that organization and joined the SYL, which he characterized as the youth group of the "Trotskyite ISL." He explained that after these few former members of the YPSL joined the SYL, the SYL then proceeded to change its name for its own purposes.

On April 9, 1956, another confidential informant advised as follows:

The YSL has frequently worked in close sympathetic cooperation with the ISL toward similar objectives, although each major issue given mutual consideration is decided upon by these organizations individually. The YSL serves as an apprenticeship for the ISL, but ISL selection of members from YSL ranks is made on an individual and personal basis. In many instances YSL members are also members of the ISL,

APPENDIX

NY 77-25040

YOUNG SOCIALIST LEAGUE (YSL) CONT'D.

The YSL and ISL utilize the same printing house in New York City and the YSL publication is printed as an insert in "Labor Action." Frequently, lecturers before the YSL are ISL members.

The September 22, 1958, issue of "Young Socialist Challenge," which appeared as page five of "Labor Action," contained an undated statement from the National Action Committee of the YSL which indicated that the YSL had been dissolved. The statement appeared under the caption "Join the Young Peoples Socialist League."

The YPSL is publicly known as the youth affiliate of the Socialist Party-Social Democratic Federation.

The confidential informant mentioned in paragraph two on the preceding page is identified as New York T-5.

The confidential informant mentioned in paragraph three on the preceding page is identified as New York T-6.

APPENDIX

NY 77-25040

YOUTH COMMITTEE FOR DEMOCRACY (YCD)

In December, 1953, [redacted]
[redacted] Socialist Party of America, 303 4th Avenue,
New York, New York, and former National Secretary of the
Young People's Socialist League (YPSL), advised that she
had been a member of the governing body of the YCD in the
early 1940's. She said the YCD was the youth section of
the "Keep America Out of War" Organization. She said
the YCD was a pacifist group and drew large support from
the YPSL. She explained the YCD had formerly been known
as the Youth Committee Against War but following the
beginning of World War II the name of the organization
lost its meaning and had been changed to the Youth Committee
for Democracy.

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UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

New York, New York

February 18, 1960

*In Reply, Please Refer to
File No.*

NY 77-25040

GERALD WALPIN
DEPARTMENTAL APPLICANT
ASSISTANT UNITED STATES ATTORNEY,
SOUTHERN DISTRICT OF NEW YORK

New York T-4 through New York T-6. mentioned
in the New York report of Special Agent [REDACTED]
dated and captioned as above, have furnished reliable
information in the past.

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This is furnished for your information and should
not be disseminated to unauthorized persons or agencies.

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/20/2009

[redacted] Attorney at Law, of [redacted]
[redacted] date of birth [redacted]
Social Security number [redacted] home telephone number [redacted]
[redacted] mobile telephone number [redacted] office phone
number [redacted] was interviewed at his place of business
located at [redacted]

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After being advised of the identities of the interviewing agents and the nature of the interview, [redacted] provided the following information:

Also present was [redacted] associate and fellow attorney, [redacted] was present to take notes during the interview. [redacted] office number is also [redacted]

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[redacted] was retained in April 2008 by St. Hope Academy (SHA) in order to represent the non-profit organization during an investigation being conducted by the Office of Inspector General (OIG) for the Corporation for National and Community Service. [redacted] was not hired to represent any other St. Hope entities such as the St. Hope Public Schools (SHPS) or the St. Hope Development Company (SHDC).

During the OIG investigation, SHA received four (4) OIG subpoena demands to produce records. Two (2) were served in April 2008 (April 21st and April 25th), one (1) was received in July 2008 and 1 was received in October 2008 after the United States Attorney's Office (USAO) received a report from the OIG.

SUBPOENAS

On April 21, 2008, SHA received it's first subpoena. By the time [redacted] was hired, the OIG had already began its requests to speak to personnel.

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[redacted] met early on in the investigation with Special Agents [redacted] and [redacted] with the OIG. [redacted] felt the investigation was more of an audit, than it was a criminal or civil matter.

The first interview the OIG wanted was with SHA officer [redacted] felt [redacted] and [redacted] were friendly and

Investigation on 07/14/2009 at Sacramento, CA

File # 72-SC-43426 32

Date dictated _____

SA [redacted]
by SA [redacted]

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72-SC-43426

Continuation of FD-302 of [REDACTED]

, On 07/14/2009, Page 2

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outgoing and everything was fine until they (OIG) felt [REDACTED] was not being candid during her interviews. [REDACTED] felt [REDACTED] took the word of others at face value, but would not take the word of [REDACTED]

Agent [REDACTED] made judgements about [REDACTED] credibility after seeing her in the elevator and asking her a question related to grants, funding and documentation of expenses. [REDACTED] felt [REDACTED] was not forthright. [REDACTED] indicated there was no basis to not believe [REDACTED]. At that time, the first two April subpoena had been served by the OIG.

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In July 2008, [REDACTED] and Inspector General (IG) Gerald Walpin began communicating via phone and in writing. [REDACTED] states Walpin and he had a cordial conversation in which Walpin explained what was going to be requested during the investigation. [REDACTED] states the interview was followed up by a scathing letter sent by Walpin, which caught [REDACTED] by surprise as there was no indication of any problems. [REDACTED] recalled having a total of two (2) conversations with Walpin and felt both were pleasant; however, the conversations were contradicted by the accusatory tone of the letters from the IG.

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There were two areas of concern between Walpin and [REDACTED]. The first was a matter involving notes related to [REDACTED] attorney and friend on the SHA Board of Directors, [REDACTED]. Walpin wanted to interview [REDACTED] and felt notes that [REDACTED] turned over to the IG were incomplete. [REDACTED] interviewed a former AmeriCorps volunteer named [REDACTED] produced a one page set of notes of that interview and Walpin felt they were not complete. Walpin was mostly upset at the quality of the records and their completeness.

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The other main issue was Walpin accused [REDACTED] of hiding records pertaining to SHA volunteers. [REDACTED] redacted personal information (addresses and phone numbers) for minors and Walpin felt he [REDACTED] was being misleading. [REDACTED] stated that he was simply safeguarding information on minors.

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[REDACTED] who has never met or spoken to [REDACTED] believed SHA was doing an incredible service with the community service program. [REDACTED] acknowledged SHA was having issues with the OIG in compliance, but only as it related to time. [REDACTED] said the investigation was a serious stress on the organization. SHA was financially distressed and their record keeping was not very good.

72-SC-43426

Continuation of FD-302 of _____, On 07/14/2009, Page 3

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These issues caused delays in the overall compliance of the OIG subpoenas, but in no way did anyone interfere with the investigation.

Early in the investigation _____ was informed that the OIG wanted email documentation only. The record production could include scans, photocopies or emails. After the IG accused _____ of hiding information, the OIG wanted originals only.

In compliance with such a request, _____ asked Agent _____ for a receipt because originals had to be sent. _____ felt he and SHA had fully complied with the two April 2008 subpoenas and the July 25, 2008, subpoena on August 6, 2009. _____ sent a letter and the requested boxes of records to the OIG on August 6, 2008. The OIG had received everything by August 7th and they provided a receipt to _____ on August 29, 2009. _____ felt he had fully complied on August 6, 2008, and sent Walpin an email indicating his compliance.

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Process/Policies of Compliance

When asked who at SHA was ultimately responsible for record gathering, _____ stated _____ was the person he looked to for searches, document production and compliance. _____ felt his role was solely as a legal advisor while _____ was the compliance officer.

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The procedure of subpoena compliance was as follows:

- _____ would receive a subpoena from the OIG and immediately contact _____
- _____ and _____ would meet with individuals who had access to or were responsible for the items being requested by the OIG.
- Searches were conducted and the items found would be reviewed for attorney client privilege and responsiveness by _____ and turned over to the OIG.

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To the best of his recollection, _____ felt the only time emails were ever an issue was in response to the April 25th, 2008 subpoena. For all the other subpoenas, the information requested would be located in paper form or other electronic media, but not emails.

72-SC-43426

Continuation of FD-302 of _____, On 07/14/2009, Page 4

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_____ an attorney who was working pro bono for SHPS, got involved in the April 25th subpoena. _____ was only interested in the email issues and both _____ and _____ reviewed the emails searched for attorney-client privilege and responsiveness.

After August 6, 2008, _____ felt they (SHA) were in full compliance with the first three (3) OIG subpoenas.

_____ recalled the first subpoena, dated April 21, 2008, was for actual accounting and grant records and email was not needed to comply with the OIG requests.

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The second subpoena, dated April 25, 2008, was related to _____ a woman named _____ specifically recalls this subpoena as one the email system required a search. _____ and _____ reviewed various emails for compliance and turned them over to the OIG in response to the subpoena.

_____ does not know if SHA has a record retention policy. _____ never instructed SHA to not destroy items during the investigation, but instead feels he conveyed a tone of "find" everything being requested.

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The OIG, more specifically Agent _____ believed SHA was not sufficiently documenting their expenses for the use of grant money given to SHA. _____ believed there was nothing to show that certain tutoring efforts in the community were being conducted and _____ felt there had been such evidence. This type of argument was ongoing between _____ and _____. According to _____ never suggested or conveyed these issues ever rose to the level of criminality.

Email Deletion

On August 22, 2008, _____ was contacted by _____ informing him that all of the emails on the SHA server had been deleted while they (SHA) were performing a function designed to improve _____ computer system. Once the emails were deleted, _____ made the decision to not have anyone at SHA perform any recovery functions. Instead, _____ hired an outside firm to conduct recovery. _____ states he was the one who originally suggested retaining an outside firm.

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72-SC-43426

Continuation of FD-302 of [REDACTED], On 07/14/2009, Page 5

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There was discussion at SHA as to whether they were obligated to notify the OIG about the deletions or if the deletions were going to effect the investigation.

At the time of the deletions (August 22, 2008), they [REDACTED] and SHA) believed all three subpoenas (two in April 2008 and one in July 2008) had been complied with and there was no indication that more subpoenas were planned by the OIG. [REDACTED] and officials at SHA were concerned that there would be a negative perception created by informing the OIG that emails had been deleted and the system had been compromised even though compliance had been met.

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In late September 2008, Agent [REDACTED] contacted SHA Executive Director [REDACTED]. The investigation into AmeriCorps and SHA had been referred to the United States Attorney's Office in Sacramento.

A fourth subpoena was issued in late October by the OIG, but was written by the U.S. Attorney's Office. This was the last subpoena ever issued in the investigation. This subpoena asked for grant records and was very specific, while prior requests were vague in their requests for AmeriCorps records.

[REDACTED] felt that any data lost could have only helped SHA in their defense against any wrongdoing as it would have served as a record to prove their belief that SHA had been operating legitimately.

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When asked about why they never erred on the side of caution by notifying the OIG about the email deletions, [REDACTED] said it came down to: 1) an unjustifiably negative appearance; 2) the context of the federal case which [REDACTED] believes was led by a very hostile and irrational IG whom [REDACTED] believed would have misconstrued the email deletion as being a huge matter when it was actually insignificant; and, 3) there was no obligation on behalf of SHA to notify the OIG that they had lost irrelevant material since all emails had already been searched for AmeriCorps records and they had already complied with the subpoenas.

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[REDACTED] knows and believes that everyone he came in contact with at SHA understood they had a duty to preserve the emails. His main concern was always with documenting the grant. [REDACTED] never worried about the deletions as he felt it was an accident.

72-SC-43426

Continuation of FD-302 of [REDACTED], On 07/14/2009, Page 6

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b7CPost-Email Deletion

[REDACTED] being a former federal prosecutor, believed any potential criminal investigation was over when Agent [REDACTED] turned over the case to the U.S. Attorney's Office in late September and the case was assigned to Assistant U.S. Attorney (AUSA) [REDACTED] who is in the civil division of the U.S. Attorney's Office.

[REDACTED] always felt the case against SHA was a "reimbursement" case and not criminal. [REDACTED] said it was always clear from Agent [REDACTED] that this case was up to interpretation and all issues were grant compliance issues, not criminal.

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[REDACTED] believed supervision and oversight may have been inadequate with young people working as volunteers. [REDACTED] felt the only potential criminal allegation would have been Agent [REDACTED] belief that [REDACTED] was not being candid in her answers to the OIG.

[REDACTED] had a number of arguments with Agent [REDACTED] on violations for the grant. For example, one of the major arguments of the OIG was if SHA had volunteers working as office staff at SHA, they (SHA) were not complying with "educational" objectives of the grant as the grant does not allow the displacement of jobs for volunteer purposes. [REDACTED] felt giving volunteers work experience was a form of education.

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[REDACTED] and [REDACTED] also argued over whether or not a volunteer "[REDACTED]" was [REDACTED]

In October 2008, [REDACTED] received a detailed OIG subpoena to produce AmeriCorps records. [REDACTED] admits the document production for this subpoena was taking longer than the others because a firm performing SHA's annual audit had some of the information. To form a complete record, there were various searches that had to occur. [REDACTED] says he gave [REDACTED] the auditors contact information but [REDACTED] said SHA had the burden of proving their expenses and locating the records.

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On February 2, 2009, [REDACTED] advised the government that SHA had complied to the extent they could. After negotiating with AUSA [REDACTED] what the declarations should entail, [REDACTED]

72-SC-43426

Continuation of FD-302 of [REDACTED], On 07/14/2009, Page 7

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[REDACTED] and [REDACTED], all employed at St. Hope, signed declarations stated that they had complied with the October 2008 subpoena by searching and providing responsive Human Resource, Accounting and AmeriCorps records.

Other items

[REDACTED] explained he has never met or spoken to [REDACTED] and only knew [REDACTED] attorney [REDACTED].

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[REDACTED] felt SHA had more than complied with subpoenas as they (SHA) had been conducting searches and providing documentation since the beginning of the OIG investigation in April 2008. SHA provided a number of records prior to and after receiving subpoenas from the OIG. [REDACTED] believes the October subpoena was a "catch all" document and SHA worked very hard trying to comply.

[REDACTED] gave OIG the name of the audit firm, Macias, Gini & O'Connel, and the name of SHA's accountant, [REDACTED] who conducted the 2007 SHA audit. To his knowledge, the OIG did not contact those firms. In addition, Paychex, SHA's payroll company, had not turned over all of SHA records and [REDACTED] advised the OIG of that information as well.

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[REDACTED] felt the OIG was unreasonable in it's requests and investigation. [REDACTED] was told that there were a number of non-qualified participants who didn't complete their community service. An example [REDACTED] provided as unreasonable was the OIG wanted full reimbursement from SHA if the grant called for seventeen (17) hours worked and the volunteer worked sixteen (16) of the required hours. [REDACTED] advised the OIG would hold SHA as non-compliant and they (SHA) should have to pay all of the grant money back.

When asked about [REDACTED] role at SHA and his April 2009 letter to the board of directors, [REDACTED] stated that [REDACTED] departure from SHA had nothing to do with deleted emails or the OIG's investigation. [REDACTED] believed the letter was written as leverage for a two-year employment deal [REDACTED] had been seeking with St. Hope Public Schools. The school board was not prepared to offer [REDACTED] a long term deal and the relationship between [REDACTED] and the board became tumultuous.

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Attached to this FD-302 are documents and emails [REDACTED] provided to agents in support of his compliance with the April and July 2008 OIG subpoenas.

RE:

Page 1 of 1

[REDACTED]

From: [REDACTED]

Sent: Thursday, May 15, 2008 5:10 PM

To: [REDACTED]

Subject: RE:

b6
b7C

Thank you for the documents they appear to be duplicates. In regards to the dissemination of information as I expressed to you earlier and recently to [REDACTED] our office does not release any information to the media regarding ongoing investigations. On May 13th, I also spoke with the Governor's office regarding any dissemination of information to the media and they assured me that they have not given any specific details of the investigation to the media.

See you in two weeks

[REDACTED]

-----Original Message-----

From: [REDACTED]

Sent: Thu 5/15/2008 7:17 PM

To: [REDACTED]

Subject:

[REDACTED] As you suggested, I am emailing you a letter and more documents rather than attempting to send them by hard copy. If you need an original, please let me know and I will be pleased to do so. Sorry you had to leave before the hundred degree weather started. I will try to keep some of it around for your next visit.

b6
b7C

[REDACTED]

[REDACTED]

SEGAL & KIRBY LLP

[REDACTED]

(916)446-6003 fax

[REDACTED]

7/10/2009

b6
b7C

[REDACTED]

From: Gerald Walpin [G.Walpin@cncsoig.gov]
Sent: Wednesday, August 06, 2008 10:39 AM
To: [REDACTED]
Subject: RE: St. Hope Academy

Thank you

From: [REDACTED]
Sent: Wednesday, August 06, 2008 1:31 PM
To: Gerald Walpin
Subject: St. Hope Academy

b6
b7C

Dear Mr. Walpin:

Documents responsive to your subpoena will be transmitted to you by federal express today.

[REDACTED]
SEGAL & KIRBY LLP
770 L Street, Suite 1440
Sacramento, CA 95814
[REDACTED]

Fax: (916)446-6003

CONFIDENTIALITY NOTICE: This transmission is confidential and privileged. It is intended solely for the use of the addressee. Disclosure, copying, distribution, or taking action in reliance upon this transmission by anyone other than the addressee is strictly prohibited. Any inadvertent disclosure shall not compromise or waive any privilege that applies to this transmission. If you receive this transmission in error, please permanently delete the original and any copy and contact the sender at the Internet address above, or by telephone at (916) 441-0828. Thank you.

EVIDENCE/PROPERTY CUSTODY DOCUMENT

OIG SEQUENCE NUMBER

08-027

RECEIVING AGENCY

CNCS, Office of Inspector General

LOCATION

1201 New York Ave NW, Suite 830, Washington, DC 20525

NAME AND TITLE OF PERSON FROM WHOM RECEIVED

☐ OWNER☒ OTHER

Attorney

ADDRESS (Include Zip Code)

Segal + Kirby LLP
770 L Street, Suite 1440
Sacramento, CA 95814

LOCATION FROM WHERE OBTAINED

FED EX

REASON OBTAINED

EVALUATE AS
EVIDENCE

TIME/DATE OBTAINED

2:00pm/8/27/08

b6
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ITEM NO.	QUANTITY	DESCRIPTION OF ARTICLES (Include model, serial number, condition and unusual marks or scratches)		
1	206	DOCUMENTS CONTAINING ST. HOPE BOARD INFORMATION AND BOARD OF DIRECTOR'S MEETINGS. DATE STAMPED DOCUMENTS 000007 - 000212. PLACED DOCUMENTS IN SEALED ENVELOPE MARKED FOR ID WITH 8/27/08 2:00pm WW.		
2	148	DOCUMENTS CONTAINING VOLUNTEER LITERATURE AND VOLUNTEER ROSTERS. DATE STAMPED DOCUMENTS 000213 - 000361. PLACED DOCUMENTS IN SEALED ENVELOPE MARKED FOR ID WITH 8/27/08 2:00pm WW.		
LAST ITEM				
CHAIN OF CUSTODY				
ITEM NO.	DATE	RELEASED BY	RECEIVED BY	PURPOSE OF CHANGE OF CUSTODY
142	8/6/08	SIGNATURE N/A NAME AND TITLE [Redacted] Attorney	SIGNATURE FED EX NAME AND TITLE TRACKING # 790064860705	
142	8/7/08	SIGNATURE FED EX NAME AND TITLE TRACKING # 790064860705	[Redacted] Special Agent	
142	8/28/08	[Redacted] Special Agent	[Redacted] IA	
		SIGNATURE [Redacted]	[Redacted]	
		NAME AND TITLE	NAME AND TITLE	
		SIGNATURE	SIGNATURE	
		NAME AND TITLE	NAME AND TITLE	

b6
b7C

[REDACTED]

From: [REDACTED]
Sent: Friday, August 29, 2008 6:49 AM
To: [REDACTED]
Subject: Evidence Voucher from Subpeona

Good Morning [REDACTED]

How are you doing? Good I hope. Attached is a copy of the evidence voucher of the documents that we received from the subpoena.

Any questions or concerns, please feel free to call.

Thank you and have a great Holiday weekend.

[REDACTED]
Special Agent
Office of Inspector General
Corporation for National and Community Service
1201 New York Ave., NW Suite 830
Washington, DC 20525

[REDACTED]
(202) 606-9398 Fax
(800) 452-8210 Hotline

[redacted]
From: [redacted]
Sent: Friday, August 29, 2008 9:30 AM
To: [redacted]
Subject: RE: Evidence Voucher from Subpeona

Sorry about that. I will resend it on Tuesday this time with the attachment.
Have a nice weekend.

-----Original Message-----

From: [redacted]
To: [redacted]
Sent: 8/29/2008 12:25 PM
Subject: RE: Evidence Voucher from Subpeona

Thank you but no attachment was received.

[redacted]
SEGAL & KIRBY LLP

[redacted]
(916)446-6003 fax

<mailto:[redacted]>

From: [redacted] [mailto:[redacted]]
Sent: Friday, August 29, 2008 6:49 AM
To: [redacted]
Subject: Evidence Voucher from Subpeona

Good Morning [redacted]

How are you doing? Good I hope. Attached is a copy of the evidence voucher of the documents that we received from the subpoena.

Any questions or concerns, please feel free to call.

Thank you and have a great Holiday weekend.

[Redacted]

b6
b7c

Special Agent

Office of Inspector General

Corporation for National and Community Service

1201 New York Ave., NW Suite 830

Washington, DC 20525

[Redacted]

(202) 606-9398 Fax

(800) 452-8210 Hotline

[REDACTED]
From: [REDACTED]
Sent: Tuesday, September 02, 2008 4:14 AM
To: [REDACTED]
Subject: RE: Evidence Voucher from Subpeona

Attachments: Sacramento Vocuher.pdf



Sacramento
Vocuher.pdf (1 MB)

Here's the attachment.

-----Original Message-----

From: [REDACTED]mailto:[REDACTED]
Sent: Friday, August 29, 2008 12:33 PM
To: [REDACTED]
Subject: RE: Evidence Voucher from Subpeona

Thanks, same to you.

[REDACTED]
SEGAL & KIRBY LLP
[REDACTED]
(916)446-6003 fax
[REDACTED]

-----Original Message-----

From: [REDACTED]mailto:[REDACTED]
Sent: Friday, August 29, 2008 9:30 AM
To: [REDACTED]
Subject: RE: Evidence Voucher from Subpeona

Sorry about that. I will resend it on Tuesday this time with the attachment.
Have a nice weekend.

-----Original Message-----

From: [REDACTED]
To: [REDACTED]
Sent: 8/29/2008 12:25 PM
Subject: RE: Evidence Voucher from Subpeona

Thank you but no attachment was received.

[REDACTED]
SEGAL & KIRBY LLP

[REDACTED]
(916)446-6003 fax

<mailto:[REDACTED]>

From: [REDACTED] [mailto:[REDACTED]]
Sent: Friday, August 29, 2008 6:49 AM
To: [REDACTED]
Subject: Evidence Voucher from Subpeona

Good Morning [REDACTED]

How are you doing? Good I hope. Attached is a copy of the evidence voucher of the documents that we received from the subpoena.

Any questions or concerns, please feel free to call.

b6
b7c

Thank you and have a great Holiday weekend.

[REDACTED]
Special Agent

Office of Inspector General

Corporation for National and Community Service

1201 New York Ave., NW Suite 830

Washington, DC 20525



(202) 606-9398 Fax

(800) 452-8210 Hotline

b6
b7c

(Mount Clipping in Space Below)

(Indicate page, name of newspaper, city and state.)

P. 15, New
York Daily
News, NY, NY

Date:

3/11/86

Edition:

Tuesday

Title:

Labor Racketeering - LCN

Character:

AR

or

Classification:

NY

Submitting Office:

92A-1880-Sub F-649

Indexing:

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NYE 852

Eye on 'babes in mobland'

By JERRY CAPECI

Daily News Staff Writer

Two indicted officials of Teamsters Local 814 used a "slush fund" of payoffs from moving companies to shower their mistresses with money, furs and jewelry, according to court papers filed in Brooklyn Federal Court.

Union President James Bracco, 54, and secretary-treasurer Charles Martelli, 61, drew on a fund controlled by union officials, mobsters and businessmen to pay for the gifts for their mistresses, according to papers filed by federal prosecutors.

In addition to supporting

Say bribe \$ went to mistresses

primary homes and families, defendants Bracco and Martelli bestowed significant amounts of cash and things of value upon the two mistresses "during the course of their intimate relationships," the prosecutors charged.

Sources said the "things of value" included vacation trips, furs and jewelry.

Bracco and Martelli are among 17 defendants charged with extortion, mail fraud, arson, robbery, perjury and obstruction of justice stemming from the Bonanno crime family's

alleged 20-year domination of the city's moving and storage industry.

Reputed Mafia boss Philip Rastelli is charged with heading the racketeering scheme, sometimes from his federal prison cell. The scheme allegedly victimized dozens of businesses and government agencies through collusion, bid-rigging, payoffs for labor peace and sweetheart contracts with employers.

Organized Crime Strike Force prosecutors Laura Brevetti and Alan Friedman are seeking court permission

to call the two women as witnesses against the two Teamsters officials at their trial, which is scheduled to begin next month.

"It is the 'economics' of their relationships that the government wishes to elicit, and not the fact alone of their intimacy," the prosecutors said in court papers.

Gerald Walpin, attorney for the two Teamsters leaders, opposed the testimony as "irrelevant."

In a 65-page decision filed last week, Federal Judge Charles Sifton ruled it was "premature" for him to decide whether the women can testify.

wp

Indicate page, name of
newspaper, city and state)

P. 7, News
Long Isl.
NY

(Mount Clipping in Space Below)

Date
Edition

5/13/86

Tuesday

Title:

Labor Racketeering - LCN

Character:

AR

or

Classification:

Submitting Office:

NY

92A-1880-SUB F-668

Indexing:

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NYE JS

(see Attached)

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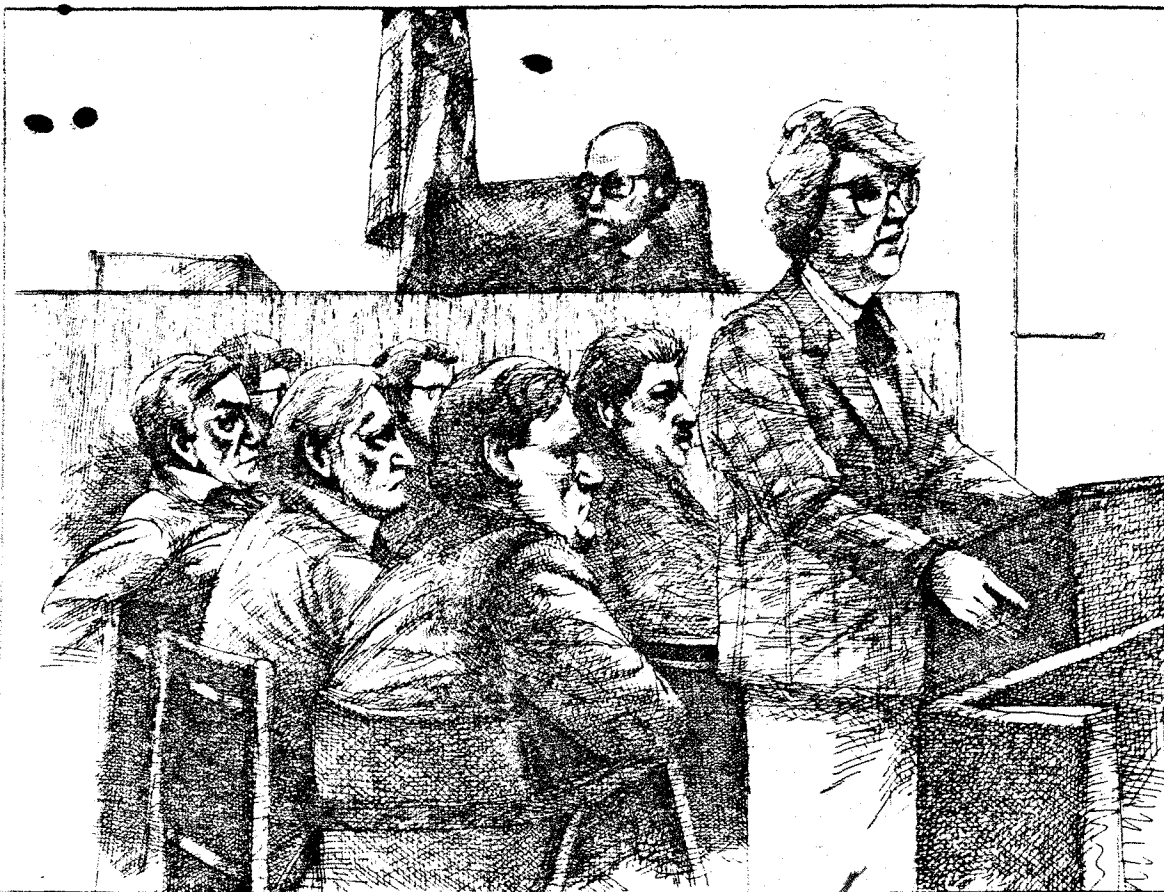
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Prosecutor Links Mob, Movers



Prosecutor Laura Brevetti, right, addresses the court. From left, Carmine Rastelli, Philip Rastelli, defense attorney Stanley Teitler, James Vincent Bracco, and Judge Charles Sifton.

Sketch by Doug Jamieson

By Pete Bowles

A federal prosecutor described yesterday an "illicit partnership" of reputed mobsters, union officials and movers which, through alleged shakedowns, rigged bids and bombings, took control of New York's \$250-million-a-year moving and storage industry.

In her opening statement to the jury in Brooklyn federal court, Laura Brevetti, a special attorney for the Organized Crime Strike Force, said that over 20 years members of the alleged operation collected more than \$500,000 in kickbacks and extortion payments from employers.

She said the money was deposited in a "slush fund" for the benefit of the Bonanno organized-crime family reportedly headed by Philip Rastelli, 68. In return, favored moving companies won labor peace while competitors were intimidated by threats, beatings and firebombings.

To cover the contributions made to the slush fund, the operators of four major moving companies — who are accused of rigging bids — inflated their fees by 5 percent, Brevetti said.

The alleged scheme was outlined at the trial of Rastelli and his brother, Carmine, 64; two other reputed leaders of the Bonanno crime family, Nicholas Marangello, 73, of the Bronx, and Joseph Massino, 43, of Queens; four officials of Teamsters Local 814; three movers and two other men. All are charged with participating in a "massive labor racketeering conspiracy."

Attorneys for three defendants said the alleged criminal enterprise occurred during a period in which many moving companies laid off workers and Local 814 lost 30 percent of its membership.

"If Local 814 was so powerful, with the power of the Mafia behind it, how come companies were able to run away from the union and operate without it?" said Gerald Walpin, the attorney for James Vincent Bracco, 52, Local 814 president, and Charles Martelli, 61, secretary-treasurer.

Gerald Stargel, attorney for Dominick Mariani, of New Rochelle, owner of Guardian Worldwide Movers and Washington Moving and Storage, said his client "did what he had to do" to keep his business going but did not rig bids or inflate prices.

Other defense attorneys are to deliver opening arguments today.

Brevetti said the beginnings of the criminal enterprise began in 1964 when Rastelli sat down with Anthony Giliberti, the local's vice president, to discuss the overthrow of the union's leadership by mob-backed members.

Giliberti, 62, is to be a key government witness at the trial. In 1982, he was shot nine times in front of his Queens home. No suspects were ever arrested.

(Mount Clipping in Space Below)

Lawyers Protest FBI Fee Seizure

By JERRY CAPECI

Special to The National Law Journal

NEW YORK — On Sept. 26, four indicted Teamsters Union officials tried to collect money to pay their defense lawyers from two Manhattan law firms by holding a fundraiser at a Long Island catering hall.

The event was sparsely attended, according to the defense lawyers, because of the unexpected arrival of FBI agents at a similar fundraiser in August and the agents' seizure of the funds.

But FBI agents did not show up at last month's fundraiser, and that may be because the defense attorneys filed a motion on Aug. 29 in U.S. District Court in Brooklyn seeking the return of the seized property, the unsealing of an affidavit the prosecution had used to obtain the search warrant and an injunction against any repeat performances by the government. A ruling on that motion still is pending.

The brouhaha began on Aug. 24, when two FBI agents showed up at a fundraiser at The Ramp, a bar and grill on Manhattan's West Side that is frequented by many union members who work as drivers and helpers in the city's \$250 million-a-year moving and storage industry.

For the most part, according to an affidavit filed in connection with the defense lawyers' motion by Alan M. Friedman, an Organized Crime Strike Force prosecutor in Brooklyn, the two agents just sat at the bar, "and observed that money was being placed in an open black box on a table in the back room area" of the bar.

Seized Funds

Suddenly, about a dozen FBI agents and New York City police officers, armed with a search warrant, raided the bar and seized \$650 in cash, about \$150 in checks payable to two Manhattan firms and a list of contributors to the defense fund, according to court papers.

The checks were made out to Stillman, Friedman & Shaw P.C. and Rosenman Colin Freund Lewis & Cohen. Each law firm represents two of the 17 indicted labor leaders, who include the president, vice president, secretary-treasurer, and senior business agent of Teamsters Local 814.

The defendants are charged with being part of a con-

(Indicate page, name of newspaper, city and state.)

Date: 10/14/85
Edition: Monday

P. 3 The
National Law
Journal, NY,
NY

Title: Labor Racketeering - LCN

Character: AR
or

Classification: NY

Submitting Office: 92A-1880-SUB F-678

Indexing:

WZB 05



Photo/Chris Losee

'PRETEXT': Gerald Walpin of New York's Rosenman Colin Freund Lewis & Cohen said the government's statement that union members' legal fees were seized as part of an ongoing grand jury investigation was a 'pretext'.

spiracy that, for 20 years, allegedly used ~~threats~~, arson and bid-rigging to extort payoffs from companies and government agencies — including the FBI, which allegedly paid \$5,000 above the normal \$137,000 cost of relocating its New York headquarters in 1979. *U.S. v. Rastelli*, 83 CR (E.D. N.Y.)

In their motion, pending before U.S. District Judge Charles P. Sifton of Brooklyn, the law firms asserted that the government had violated their clients' Sixth Amendment right to counsel of choice and their First Amendment right of free expression by seizing the funds.

Jurisdiction Question

Deputy Strike Force Chief Laura A. Brevetti told Judge Sifton that whatever the motion's merits, he had no jurisdiction because a judge in the Southern District of New York in Manhattan had signed the search warrant.

"Why did you go to the Southern District?" asked Judge Sifton.

"Because I went to a judge in the district where the premises were located," said Ms. Brevetti.

"To gather evidence for use in a trial here?" asked the judge.

"No, your honor. This is a separate grand jury investigative matter," said Ms. Brevetti.

"The government did not willy-nilly enter into this course of action," she said, adding that "it was only after careful consideration of allegations of extortion" against the union officials that she had applied for a search warrant to U.S. District Judge Robert Ward in Manhattan.

"The money seized is direct evidence of alleged crimes committed by movants, no different than money seized from a robber who had just stolen it from his victim," argued the prosecutor. "That the product of movants' alleged criminal conduct here was intended to pay attorneys of their choice is irrelevant."

Ms. Brevetti promised to return the cash — with interest — if the grand jury investigation into the alleged extortion of Teamster members by officials ended without indictments. "The checks could easily be cancelled and redrawn and should not cause any hardship," she said.

Gerald Walpin of Rosenman Colin

told the judge that "Ms. Brevetti's statement about an ongoing grand jury investigation" was a "pretext." Mr. Walpin argued that the prosecutor had gotten the search warrant "for the sole purpose of obtaining evidence to help prepare for trial in this matter."

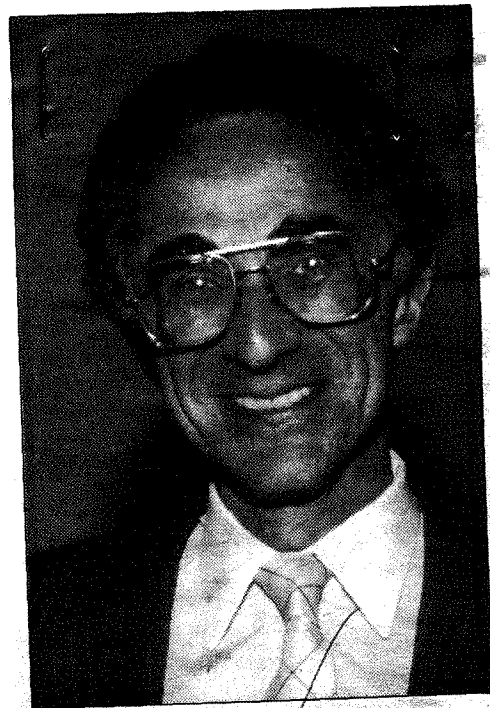
Mr. Walpin and co-counsel Charles Stillman of Stillman Friedman argued that because the men were under indictment, the government should have used less intrusive investigative techniques, including subpoenas or inquiries of their attorneys, before it sought a search warrant to determine if the officials had been extorting funds from their members.

"It's ridiculous to ask a lawyer if he knows whether his client is committing a crime," Ms. Brevetti said later.

"They are trying to make us proceed under some perverted Marquis of Queensbury Rules of law enforcement."

"The notion that a crime was committed here is absolutely ridiculous," countered Mr. Stillman. "The decision of those workers to give was purely and absolutely voluntary. Our clients are working people. The only way for them to defend themselves is to go to their friends and say, 'Please help me.'"

Mr. Stillman said the FBI's actions would "have a chilling effect" on the union officials because their friends would be less likely to contribute now. "Who wants his name taken by the FBI? Most people don't want to get involved in the first place. The easiest way not to get involved is ~~not to give~~," Mr. Stillman said.



'RIDICULOUS': Charles Stillman of New York's Stillman, Friedman & Shaw, P.C., called the 'notion that a crime was committed' in a union's legal-fee fund-raising efforts 'ridiculous.'

(Mount Clipping in Space Below)

Miscast in concrete?

Ed's cement man has criminal record

By **BARBARA ROSS**
Daily News Staff Writer

A Maryland businessman hired by Mayor Koch to clean up the local concrete industry has a criminal record that he tried to conceal from both city and immigration officials, it was revealed yesterday.

The disclosures about Mustapha Ally, a native of British Guyana, came at a hearing in state Supreme Court where concrete producers sought an injunction to stop construction of Ally's plant at 57th St. and the Hudson River.

According to an investigation by one of the city's own inspectors general, Ally, 53, was convicted of larceny in

1979 in Maryland, where he passed a bad check for \$5,000. He was sentenced to 36 months probation.

Ally was also convicted of disorderly conduct in Maryland in 1981; of using indecent language and resisting a peace officer in Guyana in 1965, and of causing a death by dangerous driving there in 1972. The 1972 conviction was overturned on appeal.

The city investigator, Susan Lerner, told City Hall last Au-

gust that Ally did not admit the larceny conviction when he filled out a background questionnaire for the Department of Investigation.

On that form, Ally also swore that he "supplied full and complete information and answers ... and that all information ... is true."

Lerner said Ally also admitted he lied on a sworn immigration document dated May 1976 when asked if he had been arrested or convicted.

ed of anything in his native Guyana.

Despite these findings, the Koch administration went ahead and signed a contract with Ally.

Gerald Walpin, the attorney for the concrete producers, said the city violated numerous state and city laws by putting Ally, a rice miller, into the concrete business and subsidizing the operation with free rent, dredging, pier demolition and guaranteed business.

(Indicate page, title of newspaper, city and state.)

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